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Somerset Record Society.

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Vol. XXXVI.

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# SOMERSETSHIRE PLEAS

FROM THE

ROLLS OF THE ITINERANT JUSTICES

(41 HENRY III TO THE END OF HIS REIGN)

VOL. II

EDITED BY

LIONEL LONDON

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## PREFACE

THE present volume carries on to the end of the reign of Henry III the translation of the pleas relating to Somerset recorded in the Assize Rolls. As in the previous volume the English follows the Latin as closely as possible, but for the sake of brevity certain constantly recurring expressions have been omitted, for instance "with the appurtenances" and in most cases "the aforesaid."

Among the records dealt with in this period there are no Crown Pleas, all are Civil suits, the greater number being assizes of novel disseisin. For these the period of limitation is the same as in the previous volume, that is, the first crossing of the King into Brittany, in 1230. (See *Somerset Pleas*, Volume I, p. lxiv.).

On examining the Rolls it was found that no chronological order has been observed in putting together the membranes, so that, to make the entries follow in their due course, it has been necessary to disregard the numbering of the Rolls and the membranes and to present the cases in strict sequence of dates, thus the various "essoins" and postponements succeed one another in their proper order and a case can be followed through to its final decision, provided there is no missing record in the series, as, unfortunately, often is the case.

My thanks are due to Sir Henry Maxwell Lyte, K.C.B.,

Deputy Keeper of the Records, for the help he has given me in the preparation of the work and to Mr. C. T. Flower, F.S.A., an Assistant Keeper of the Records, who has interpreted many difficult passages, made many corrections in the MS. and added a number of footnotes.

L. L.



ASSIZE ROLLS FROM WHICH HAVE BEEN  
EXTRACTED CASES RELATING TO SOMERSET IN  
THIS VOLUME

No. 84	Cambridgeshire	No. 1186	Divers Counties
178	Devonshire	1192	„
179	„	1195	„
202	Dorsetshire	1199	„
238	Essex	1200	„
275	Gloucestershire	1202	„
276	„	1203	„
365	Kent	1204	„
702	Oxfordshire	1205	„
736	Shropshire	1209	„
802	Staffordshire	1211	„
803	„	1212	„
873	Surrey	1213	„
875	„	1214	„
912	Sussex	1217	„
913	„	1218A	„
1179	Divers Counties	1218B	„
1185	„		



## SOMERSETSHIRE PLEAS

### HENRY III

**Roll No. 1179.**—Assizes held before Roger de Thurkelby in divers counties from the 36th to the 44th year (*circa* 24 August 1255).<sup>1</sup>

(m. 17) Sumers : Roger de Illeford and Christina his wife complained that Thomas de Montesorel with Robert his brother, Benet le Messer, Philip son of Alexander, Odo le Messer, William Balein, Robert Ruffin, Ralf de Wodeford, Roger de Cleyhangre, Walter Bugheton, Robert Curteys and Robert le Oyseler came by night, on Wednesday next before the Assumption (11 Aug.) in this year, to Clayhanger,<sup>2</sup> to the land of Roger and Christina, with arms, namely with bows and arrows, lances, knives, forks of iron and other arms, and there cut the corn growing on three acres of land in that town and carried away the corn against the peace, hue being raised after them, whereby they say that they are worsened and suffer loss to the amount of 15s. and thereon they produce suit, etc.

And Thomas comes and denies the force and injury etc. and whatever is against the peace etc. and he avows freely that he harvested the corn but not by night nor by force and arms

<sup>1</sup> Cases referring to Somerset are found on the recto of m. 17 only, which has no date. S. Bartholomew's Day fell on a Tuesday in 1255 (39 Henry III), which gives the year (see case of Henry le Coroner). A case under Devon is postponed to August 29, so the date lies between August 11 (see case of Roger de Illeford) and August 29, probably on S. Bartholomew's Day, 24 August.

<sup>2</sup> Clayhanger in Combe St. Nicholas.

but rather, he says, on his own soil and by day, and on this he puts himself on the country.

(m. 17) Sumers: Devon: William de Montacute puts in his place Walter de Tunderl' or Henry de Bosco against Joan who was the wife of William Malherbe on a plea of dower etc.

(m. 17) Sumers: Henry le Coroner and William de la Herne, on Tuesday at the feast of S. Bartholomew (24 August), sought their land by plevin, which land was taken into the King's hand for the default which they made against Clarice who was the wife of Nicholas de Cruke and [they have] licence; and the same Henry and William put in their place Ralf son of Robert Hose.

(m. 17) Sumers: Henry le Chareter puts in his place Hugh le Rus of Ivelcestre against Richard son of Adam on a plea of land etc.

(m. 17) Sumers: The Abbot of Alingenay on the same day sought his land by plevin, which land was taken into the King's hand by the default which he made against Clarice who was the wife of Nicholas de Cruke, and he has licence, and the Abbot puts in his place John de Stabulo or William Wrabbe.

(m. 17) Sumers: Jordan Beaugrant and Joan his wife on the same day sought their land by plevin, which land was taken into the King's hand by the default which they made against the daughter of Stephen le Lung etc.<sup>1</sup>

(m. 17) Sumers: Ela the wife of William de Bolevill puts in her place Robert de Chylterne or Nicholas de Haylaund against Henry le Careter on a plea of land etc.

**Roll No. 1185.**—Assizes at Hardington (Northants) on Friday after the Exaltation of the Cross in the 40th year of Henry III before G. de Preston and Philip son of Robert (15 September 1256).

(m. 2d) Sumers: The Abbot of Glastonbury puts in his place Henry Vigrus, William and Philip de Glaston' against W[illiam de Bitton], Bishop of Bath and Wells on a plea of

<sup>1</sup> See *Somerset Fines*, vol. i., p. 163.

land and concerning advowsons of churches, and against Richard de la Bure on a plea of land, and against William Harond on a plea 'that he permit'; and he removes Guy de Tainton and John Laurence whom before etc.

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**Roll No. 1185.**—Assizes held at Stoke Goldinton (Bucks) on Saturday after the Exaltation of the Cross in the 40th year of Henry III before G. de Preston, Simon de Patis-hull and Geoffrey de Leukenor (16 September 1256).

(m. 2) Sumers: Alexander de Montfort puts in his place Adam de Holecumb or Adam de Horewod against Isolde who was the wife of Geoffrey de Veel, on a plea of land and against Mabel who was the wife of Robert Hunger of Foclaund on a plea of waste, and against William Kipping, Roger de Snellar', Robert Mustard and others in the writ, on a plea of trespass.

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**Roll No. 1186.**—Essoins taken before Nicholas de Turri and his associates at Ivecestr' on the eve of S. Laurence in the 42nd year (9 August 1258).

(m. 6d) Sumers: Stephen de la Dune [is essoined] against Maud de la Dune on a plea of mortdancestor by Jordan de Herdyton. [A day given] at Cumb Episcopi on the eve of S. Bartholomew (23 Aug.) *Affd.* The same day is given to the jury, who came, and the Sheriff is ordered to have their bodies at the same term; and Maud puts in her place Stephen de Ayswell or John de Ayswell.

Maud de la Dune offered herself against Geoffrey de Bray-bof a plea of mortdancestor, and he did not come etc.

Judgement, to be summoned to be etc. at the above term.

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**Roll No. 1186.**—Inquisition held before N. de Turri, justice and his associates on the eve of S. Laurence at Ivecestr' in the 42nd year (9 August 1258).

(m. 8) Sumers: The Sheriff was ordered to have present before N. de Turri at his next coming into the county on a

day etc. twelve men, as well knights as etc. by whom etc. and who shall have relationship neither with Robert le Poer, nor with Thomas de Audham and Isabel<sup>1</sup> his wife, to say on oath whether the aforesaid Robert was in seisin, by enfeoffment of Margery de Echingham, of a fee of half a knight in Cycelberge<sup>2</sup> except the capital messuage, garden, mill, fair, and the advowson of the church, from Monday next before S. Luke last passed, till the Thursday following, as Robert says; or whether the aforesaid Margery died seised in her demesne as of fee of the said fee of half a knight, so that Robert in the lifetime of Margery had no seisin thereof, as Thomas says.

On this day the inquisition, elected by consent of the parties, comes, by Thomas de Cruket, William de Enneberg, James de Preston, John le Ostricer, Osbert de Barynton, Robert de Legh, Pharamus de Wydecumbe, William de Lencumbe, Walter de Wydecumbe, Walter le Messenger, Lawrence de Henton, Hugh atte Lancshore, William le Ku, and Luke de Barri, who say on oath that on the aforesaid Monday there came to Ivecestr' to the county [court] a servant (*valettus*) who brought a letter close to the serjeant of Margery, to put Robert in seisin of the said fee of half a knight, who readily agreed to do this so that together they went to the inn (*hospicium*).

William Everard surety, John de Cyltern second surety.<sup>3</sup>

Afterwards Thomas and Isabel his wife and Robert came and gave the King one marc for licence to agree, and they were agreed and the agreement is this, that Robert admits that the land is the right of Isabel and he gives back, remits and quitclaims the land to them, free of himself and his heirs for ever, and for this etc., Thomas will give to Robert 40 marcs, one half to be paid on the octave of S. Hilary and the remainder on S. John the Baptist's day, and in case of default he grants that the Sheriff shall levy upon his lands etc. and

<sup>1</sup> Margery and Isabel were the daughters and co-heirs of William de Montacute of Chiselborough.

<sup>2</sup> Chisleborough.

<sup>3</sup> The case appears to have been interrupted at this point.

William Everard and John de Cylltern became sureties and constituted themselves the principal debtors for the payment of the money to Robert if Thomas should not pay etc. and they grant that in case of their default the Sheriff shall levy upon their lands etc.

A day is given to them to take their chirograph on the octave of S. Hilary and Robert agreed that he would then give up the charter of feoffment he had from Margery.

And Thomas and Isabel put in their place Master William de Meryden or Michael de Sevenoke to take the chirograph etc.

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**Roll No. 1186.**—Assize held at Cumbe Episcopi before N. de Turri and his associates on the eve of S. Bartholomew in the 42nd year (23 August 1258).

(m. 8) Sumers': The assize comes to recognise whether Richard de la Dune, uncle of Maud de la Dune, died seized in his demesne as of fee of a messuage,  $2\frac{1}{2}$  virgates, one ferling and 30 acres of land in Hardinton and Kyngeswode the day etc. and whether etc. the which messuage and land Geoffrey de Braybof and Stephen de la Dune hold.

And Geoffrey did not come and he was resummoned etc. therefore let the assize proceed against him by default.

And Stephen comes and says that Geoffrey has nothing in the land and freely admits that he holds the whole and wishes to answer for the whole of the tenement and he readily concedes all the articles contained in the writ except that he asserts that Maud is not the nearest heir, because, he says, one Gregory de la Dune, the father of Stephen, was elder brother of Richard, wherefore he claims that he is the nearer heir because Richard died without heir of his body etc. and he puts himself on the assize.

And Maud comes, by her attorney, and he says that in truth one William de la Dune had first a wife by whom he was the father of Gregory and other sons, but on her death he married another wife and became by her the father of John,

the father of Maud, and of Richard, the uncle of Maud, about whose death etc. Whence, since John and Richard were brothers by the same father and the same mother and Gregory was brother of Richard by the father only, he says that Maud is the nearer heir, and he puts himself on the assize.

The jury say that they know nothing about Gregory, nor about John and Richard nor about Maud, except only what the attorney of Maud has related, because they were born in remote parts, but they know well that Richard acquired the land and died seised of it in fee, but as to who is his heir they are quite ignorant.

Therefore the Sheriff of Surrey, where Gregory and John and Richard were born, is ordered to have present before the King on the quinzaine of Michaelmas at Westminster, sixteen men, as well knights as etc. by whom etc. and who neither etc. to certify the King on certain points touching that assize etc.

Michael de Sevenoke or W. de Meryden, attorney.

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**Roll No. 1186.**—Amercements at the assizes before N. de Turri and his associates, in various counties from Michaelmas in the 41st year to Michaelmas in the 42nd year (29 September 1257 to 28 September 1258).

(m. 9) Sumers: From Thomas de Audham and Isabel his wife for licence to agree with Robert le Poer, half a marc. From Robert le Poer for the same, half a marc.

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**Roll No. 873.**—Assizes and juries held before H[ugh] le Bygod, Justice of England, at Bermondsey co. Surrey on the morrow of S. Edmund the King in the forty third year (21 November 1258).

(m. 1d) Sumers: Maud de la Dune acknowledges that she owes Stephen de la Dune 10 marcs by the fine made between them, of which she will pay at Easter in the 43rd year 5 marcs and at the Nativity of S. John the Baptist next following 5 marcs; and if she should not, she grants that



the Sheriff shall levy the sum on her lands etc. ; and for greater security she finds this pledge namely Stephen de Assewell who is present and grants that if Maud should not pay the money at the said terms, the Sheriff of Hertford shall levy upon his lands etc.

(m. 1d) Sumers' : The same Maud gives half a marc for licence to agree with Stephen de la Dune on a plea of mortdancestor, and they have a chirograph etc.

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**Roll No. 1192.**—Assize held at Radeclive by Bristol before G. de Preston on the morrow of Ascension day in the 45th year (3rd of June 1261).

(m. 5) Sumers' : The assize comes to recognise whether William Malet, Geoffrey de la Rode, Roger Harold and Robert Batin unjustly and without a judgement etc. disseised Geoffrey de Praule, chaplain, of his free tenement in Ceddre after the first etc. whereof he complains that Roger disseised him of half an acre and half a rood of land etc. and that William and the others disseised him of thirteen acres of land and a half and a rent of 3s. 3d. etc.

And William and all the others come, and William and Roger answer for themselves and the others, and say that they ought not to answer this writ and that the assize should not be taken because, they say, the manor of Ceddre is ancient demesne of the crown and the Bishop of Bath holds the manor at fee farm by demise of the King's ancestors, and they say that in the manor no writ of the King is pleaded except only the little writ of right close, according to the custom of the manor, and that this is so they ask for an enquiry.

And Geoffrey de Praule freely admits that the manor is ancient demesne of the King, but he says that the tenement is a free tenement so that the assize should be taken and arraigned, for, he says, he was enfeoffed of that tenement by one William Harold, by his charter which he produces etc. and that his (William Harold's) ancestors were enfeoffed of that tenement and of others in the aforesaid town by the

King's ancestors, and he says that William Malet was enfeoffed by the same William Harold of a certain other tenement of that tenure and also that the ancestors of William Harold enfeoffed many others of tenements freely of the same tenure ; furthermore women, after the death of their husbands, were dowered of the third parts of their husband's tenements etc. and always hitherto they have all pleaded concerning that tenure by all manner of writs in the King's court, and that this is so he asks for an enquiry.

The jury say that in truth the manor is ancient demesne of the crown and they say that the ancestors of William Harold held the tenement together with other lands and tenements in the same town in free socage of the King's ancestors and that the ancestors of the same William were enfeoffed by the King's ancestors of all his tenements in the same town, to hold to him and his heirs freely by the service of 8s. yearly for all service.

And the jury, asked whether the ancestors of William were enfeoffed by charter or whether any one holding by that tenure ever pleaded by divers writs or not, say that do not recollect. They say indeed that women, after the death of their husbands, were dowered of the third parts of their husbands' tenements in that tenure as of free tenements etc.

And because the tenement is socage of the King within his demesne and because it cannot be shown that any divers writ has ever been pleaded in his court about that tenure, it is considered that William and the others may go without a day and that Geoffrey obtain nothing by this jury but be in mercy for his false claim. The amercement is pardoned at the instance of Ralf de Bagpath.

(m. 5) Sumers' : The assize comes to recognise whether Richard Atteburn, Nicholas de Gaticumbe, John Boterel of Weston and Henry de Gaunt unjustly disseised Walter Aleyn of his free tenement in Netherlaungeford after the first etc. whereof he complains that they disseised him of a mill etc.

And Richard and all the others come and Henry de Gaunt answers for himself and for all the others and he says that

Walter has brought this assize against him unjustly, because he says that he himself is in seisin of that mill by the permission of Walter, who granted the mill to him gratis and of his own free will so that Walter is in seisin of the homage and service of Henry for the tenement, and that this is so he puts himself on the assize.

The jury say that Henry holds the mill by the permission and good will of Walter and that Walter is in seisin of the homage and service of Henry for that tenement.

Therefore it is considered that Henry may go without a day and that Walter take nothing by that assize and be in mercy for his false claim. He is a poor man.

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**Roll No. 912.**—Essoins '*de malo veniendi*' taken at Chichester co. Sussex on the morrow of S. Martin in the 47th year (12 Nov. 1262).

(m. 27) Sumers' Surr': Thomas de Chaunceus at Brade-  
ford in the County of Somerset [is essoined] against Roger  
de Chenay on a plea of land by William de Tampton and  
William de Norfolk. [A day given] on the octave of S.  
Hilary (20 Jan.) at Guildford co. Surrey.

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**Roll No. 1195.**—(m. 9) Pleas of divers counties at Win-  
chester before Nicholas de Turri and his companions, itinerant  
justices, from Easter in fifteen days in the 47th year (14 May  
1263).

(m. 13d) Sumers': Peter de la Bere offered himself the  
fourth day against John son of Stephen of Weston on a plea  
that he warrant him half a hide of land in Sampford which  
Roger de la Wyke, in the King's court before the itinerant  
justices at Winchester, claimed by assize of mortdancestor  
against him, and which Peter in the same court vouched John  
to warranty against him (Roger).

And he, John, did not come etc. and the summons etc.<sup>1</sup>

<sup>1</sup> In the earliest rolls the Latin form is *Summonicio testata fuit*.

Therefore let him be resummoned to be at Wilton on the octave of S. John Baptist (1 July).

The same day is given to Roger by his attorney '*in banco*.'

And none of the recognitors came and the Sheriff was ordered to have the bodies of all the jurors on this day.

And the Sheriff sent word that John de Aqua, Hugh Dodde, William Godrich and John de Staunton became sureties for them.

Therefore they are in mercy and the Sheriff is ordered to distrain them on all their lands etc. so that of the issues etc. and to have their bodies at the aforesaid term.

And Peter puts in his place William de Stoke Gyffard or Roger de Porcestre against either of them.

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Fines were made at Ilchester during the period 9 April to 10 June 1263, before Robert de Briwes, Richard de Middelton and other justices, but no record exists of assizes there.

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**Roll No. 1205.**—Assizes held before Sir Adam de Grein-vill at Troubrigge on Friday after the translation of S. Thomas the Martyr in the 50th year (9 July 1266).

(m. 5) Somers: Geoffrey Harding of Cumpton who brought a writ of novel disseisin upon (*super*) Gilbert does not proceed, therefore he and his pledges, Thomas de Bosco and Henry le Byn [are in mercy].

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**Roll No. 1200.**—Essoins '*de malo veniendi*' taken at Sarum on Thursday after S. Denys at the beginning of the 51st year [before M. de Littlebury]<sup>1</sup> (14 October 1266).

(m. 1d) Somers: Walter de Dunheved, whom Henry de Kokynton vouched to warranty, [is essoined] against Michael de Wellesleye on a plea of mortdancestor by Thomas Bachun. [A day given] on the morrow of All Souls at Old Sarum (3 Nov.). *Affid.*

<sup>1</sup> M. de Littlebury is named on mm. 13d and 14. No justice is named elsewhere.

The same day is given to Henry by his attorneys '*in banco.*'

And none of the jury came ; so let the Sheriff have their bodies.

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**Roll No. 1200.**—Essoins taken at New Salisbury, co. Wilts, on the morrow of all Souls in the 51st year [3 November 1266.]

(m. 1d) Soms: Walter de Dunheved, whom Henry de Kokynton vouched to warranty [is essoined] against Michael de Wellesleg' on a plea of mortdancestor by Jordan de Dunheved. [A day given] on the morrow of S. Edmund King and Martyr (21 Nov.) at Salisbury. *Affd.*

The same day is given to Henry, '*in banco.*'

And none of the jury came, therefore let the sheriff have their bodies at the same term.

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**Roll No. 1200.**—Assize held at New Salisbury on the morrow of St. Edmund, King and Martyr (21 November 1266).

(m. 2d) Somers: The assize comes to recognise whether Walram de Welleye, father of Michael son of Walram de Wellesl', was seised in his demense as of fee of nine messuages, 47 acres of land, 4 acres of meadow, a rent of 27*d.* and a rent of 1 lb. of cumin, in Wells on the day he died etc., and whether etc., which messuages, land, meadow and rents Henry de Kokynton holds, who is present ; and on another occasion he vouched to warranty thereof Walter de Dunheved, who now comes and warrants him and says freely and admits that Walram, concerning whose death this assize is arraigned, died seised thereof and that he died after the term, but he says that Michael is not his next heir, for Michael, he says, has an elder brother, William by name, of the same father and the same mother, who is still living ; and he asks judgement whether Michael can claim any right in those tenements in the name of his father since William his elder brother is still living.

And Michael freely admits that he has an elder brother,

William by name, still living, but he says that William, before the death of Walram his father, renounced secular life and took the order of the Hospital of Jerusalem and still remains in that order and, as far as his order permits, rejects and relinquishes the world; and he asks judgement whether the aforesaid exception ought to hold against him inasmuch as William his elder brother is not in the state in which he can and ought to lay claim to the tenements, the more so that Michael succeeded to all the lands and tenements of his father Walram as his son and nearest heir.

A day is given '*in banco*' on the octave of S. Hilary (20 Jan. 1267) and Walter puts in his place Richard de Clutesham and William de Dorset.

And Michael likewise puts in his place William de Ywelcestre and John le Lyt.

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**Roll No. 1200.**—Assize and Essoins taken at Chard co. Somerset on the morrow of S. Katherine (26 November 1266).

(m. 3) Somer: Richard de Cluteshale, attorney of Walter de Donheved [is essoined] against Michael de Wellesl' on an assize of mortdancestor, by William Tonere. [A day given] on Sunday next before S. Thomas the Apostle (19 Dec.) at Otryford. *Affd.*

William de Dorset, the other attorney of the same Walter [is essoined] against the same by John son of Gilbert The same day is given to Michael '*in banco.*' *Affd.*

And none of the recognitors came, so let the sheriff have their bodies at the same term.

(m. 3) Somer': It is conceded to Henry de Gouiz, under age, that William le Lyt shall sue for him on the assize of novel disseisin in which he is plaintiff against Robert de Brywes etc.

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**Roll No. 1200.**—Assize held at Otriford, co. Somerset on Sunday before S. Thomas the Apostle (19 December 1266).

(m. 3) Somers: The assize comes to recognise whether

Hugh de Mortimer, William de Mortimer and Robert le Provost unjustly etc. disseised Thomas de Huntele of his free tenement in Kyngeston after the first etc. whereof he complains that they disseised him of a messuage and a carucate of land in Kyngeston.

And Hugh and all the others [are present] by Robert le Provost who comes and says that he claims nothing in the tenement except in the name of the wardship which he has of one who is under age and in his wardship and who is not named in the writ.

And Thomas cannot deny this.

Therefore Hugh and the others are quit and Thomas is in mercy for his false claim. He is pardoned by the justices.

(m. 3) Somers' : The assize of novel disseisin which Henry de Gouyz arraigned before M. de Littlebury, against Robert de Brywes and others named in the original writ touching a tenement in Burges, Burnham and Bren is postponed to the octave of the Purification (9 Feb. 1267) at Welleton on account of the association of Henry de Montfort.<sup>1</sup>

(m. 3) Soms : The assize comes to recognise whether Walerand de Wellesl', father of Michael de Wellesl', was seised in fee of four messuages, 3 ferlings of land and 15 acres of wood in Duultyng on the day he died etc. and whether etc. which messuage, land and wood Walter de Dunheved holds, who comes and says that Walram, about whose death this assize is brought, did not die seised thereof in his demesne as of fee etc. and on this he puts himself on the assize, and Michael likewise.

And because the jury did not come the assize is postponed to the octave of the Purification (9 Feb. 1267) at Welleton, and the Sheriff is ordered to call the assize on that day.

The same day is given to Walter '*in banco.*'

**Roll No. 1200.**—Pleas and assizes at Welleton co. Somerset on the octave of the Purification [in the 51st year] (9 February 1267).

<sup>1</sup> Justice Itinerant.

(m. 4d) Somers': The assize of mortdancestor which Michael de Welleslegh arraigned against Walter de Dunheved touching a tenement in Dulting is postponed to the morrow of the close of Easter (24 April) for default of the jury and the sheriff is ordered to have them present on that day at Sarum. And he had given the order to the bailiff of the liberty of Wystan who did nothing in the matter.

Therefore the sheriff is ordered not to omit on account of the aforesaid liberty to have the bodies of the jury at the said term and whereon the sheriff has announced etc.

The same day is given to Walter, by his attorneys, '*in banco*.'

(m. 4d) Sumers': Richard de Cloudesham, attorney of Walter de Dunheved, [is essoined] against Michael de Wellesl' concerning service due to the King, on a plea of assize of mortdancestor, by Thomas de Dunheved. [A day given] on the octave of Saint Bartholomew at Wells co Soms. *Affd.*

William de Dors', the other attorney [is essoined] against the same on the same by Jordan de Dunheved. *Affd.*

The same day is given to the twelve jurors '*in banco*,' who came.

(m. 4d) Sumers: Geoffrey Poleyn is in mercy for contempt and for trespass and he is amerced at 40s.

**Roll No. 1200.**—Pleas and Essoins taken at Westford on Michaelmas day (51 Henry III) (29 September 1267).

(m. 7d) Sumers': John de Estham [is essoined] against Margery de Hardinton and her parceners on a plea of mortdancestor by Dunstan de Childeham. [A day given] on the morrow of S. Martin (12 Nov.) at New Salisbury. *Affd.*

The same day is given '*in banco*' to the twelve jurors who came.

(m. 7d) Somers: The assize comes to recognise whether Walter, parson of the church of Givele, Philip de Haddon, Maurice (*Maricius*) le Frere, John son of Ralf and Robert son



of Roger Wyther unjustly etc. disseised master Salomon de Givle of his free tenement in Kingeston after the first etc. whereof he complains that they disseised him of 33 acres of land and half an acre of meadow. And Walter and the others, except John son of Ralf, come. And John did not come and he was attached by William le Berrie and Ralf son of Mariota ; therefore they are in mercy.

And Walter says for himself and for the others that he (Salomon) says unjustly that he is disseised of the tenement, because, he says, Salomon himself before the justices surrendered all the right and claims which he had in that tenement so that he, Walter, entered the tenement by a judgement and not without a judgement and on this he puts himself on the assize.

And William Fossard, Richard de Penne, Roger Beaus, Gilbert de Burton, Walter Atehurne, William Huhelyn, Peter de Facumberge, William Schlaume, Richard Haket and John de Dreicote, recognitors, did not come, therefore they are in mercy.

The jury say that Walter entered the tenement of his own will and not by the judgement of any suit in favour of the said Walter. Whence they say definitely that Walter and all the others unjustly ejected Salomon, as the writ says, from those tenements which he put to their view.

Therefore it is considered that Salomon shall recover his seisin by the view of the recognitors and Walter and the others are in mercy.

Damages 10 marcs—2 marcs [paid] to the clerk.

(m. 7d) Sumers : Alice the wife of John de Holme puts in her place the same John, her husband, on a plea of assize of novel disseisin in which she is the plaintiff.

(m. 7d) Sumers : Geoffrey de Tintehull and Ranus Wayfer are in mercy for contempt.

(m. 8) Sumers : The assize comes to recognise whether Robert de Briwes, Robert de Dunmewere and Roger le Waleys unjustly etc. disseised Henry Gouiz of his free tenement in Burues, Burham and Brenn after the first etc. whereof he

complains that they disseised him of three messuages and 3 virgates of land in the said towns.

And Robert and the others do not come but Andrew Wake comes and answers for them as their bailiff, and he says that he did not enter the tenement without a judgement but on the contrary by a judgement and by a writ of the King directed to the Sheriff, for he says, the Sheriff, by order of the King, put Robert in seisin of the tenement, and that this is so he puts himself on the assize.

And Henry says the truth is the King by his writ gave to Robert all the land of Brian de Gouiz, his father, and not his land, nor had the Sheriff any warrant for giving any seisin to Robert of the aforesaid tenement of which he complains that he has been disseised, and that this is so he puts himself on the assize.

The jury say, the truth is that Bryan de Gouiz gave the tenement to Henry half a year and more before the battle of Lewes and enfeofed him thereof by his charter, so that Henry was in good and peaceful seisin for a year and more, taking the full issues therefrom. For they say that after the battle of Evesham the King by his writ announced to the Sheriff of Somerset that on the occasion of the war in the realm he gave to the aforesaid Robert all the land of Bryan, wherefore the Sheriff, by that writ, put Robert in seisin.

And the jury, being asked whether the King gave to Robert the tenement of Henry together with the lands and tenements of Bryan, and whether Bryan was in seisin of the tenements of Henry on the day on which the Sheriff put Robert in seisin of the aforesaid lands, or not, say in truth he was not, for they say that Henry was in good and peaceful seisin of the said tenements until Robert and the others unjustly ejected him.

Therefore it is considered that Henry shall recover his seisin by view of the recognitors and Robert and the others are in mercy.

And Walter Cobbe and Richard de Cuntevill in Affrington, recognitors, did not come, therefore they are in mercy.

Damages 100s. 20s. paid to the clerk.

(m. 8) Somers: The assize comes to recognise whether John Russel unjustly etc. disseised William de la Lade and Maud his wife of their free tenement in Babbekari and Weston after the first etc. whereof they complain that he disseised them of half a virgate of land and a water-mill in Weston and of a messuage, 2 virgates of land and a rent of 4s. in Babbekari.

And John did not come and he was not attached, but John de Lucy, John's bailiff, comes and answers for him and he says that John holds the tenements in Babbekari and Weston by a judgement and not without a judgement and this of the gift of the King, because he says that the King immediately after the battle of Evesham gave to John the whole of the land which William held in the county of Somerset. (*Unfinished.*)

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**Roll No. 1200.**—Assizes held at Cerde Episcopi on Saturday the morrow of S. Katherine in the 52nd year (26 November 1267).

(m. 8d) Somers: The assize comes to recognise whether Geoffrey de Maundevill, Simon Gernum, Henry le Messer and William Wytevyne unjustly etc. disseised John de Holm and Alice his wife of their common of pasture in Hardington and La Mersche which belongs to their free tenement in the same towns, after the first etc. whereof they complain that they disseised them of common of pasture in a certain wood which contains about 100 acres where they were used to have common rights.

And Geoffrey and the others do not come but Robert de Wodeton their bailiff, comes and answers for Geoffrey and the others and he says nothing whereby the assize should stand over, except that John and Alice never were in seisin of the pasture so that they could be disseised.

And the jury did not come and Thomas de Welleslegh, who is the chief bailiff of the fief, was ordered to make the

assize to come and he did nothing therein, therefore he is in mercy.

(m. 8d) Somers : A day is given to Margery de Hardinton, John Beyvyn, Peter de Estham, and Isabel his wife and their parceners, plaintiffs, and to John de Estham, defendant, for a messuage and a carucate of land in Hardinton, which they claim by an assize of mortdancestor against him, on the morrow of S. Hilary (14 Jan.) at Blanford co. Dorset.

And none of the recognitors came, so let the Sheriff have their bodies at the aforesaid day and place.

And Margery and Eva put in their place William Beyvin and William de Hardinton.

(m. 9d) Somers : The assize comes to recognise whether John de Meriet, William Paviot, Hamo Denebaud, Philip Denebaud, Robert le Pestur, Robert de Ayslond, Robert his son, John Paviot and Roger de Langeford unjustly etc. disseised Sabina de Honeton of her free tenement in Meriet after the first etc. whereof she complains that they disseised her of a messuage and 36 acres of land etc.

And John de Meriet does not come, but Josceus de Launceles, his bailiff, comes and answers for John and the others and he says nothing whereby the assize should stand over, except he says that Sabina never was in seisin of the tenement so that she could be disseised of it.

(m. 9d) The same assize comes to recognise whether John de Meriet, William Paviot, Hamo Denebaud, Robert le Pestur and Robert Bullet unjustly etc. disseised Baldwin de Meriet of his free tenement in Meriet after the first etc. whereof he complains that they disseised him of 20 acres of land etc.

And John de Meriet does not come but Josceus de Launceles, his bailiff, comes and answers for John and the others and he says that Baldwin never was in seisin of the aforesaid tenement so that he could be disseised of it.

Afterwards Sabina came and withdrew, therefore she and her pledges for the prosecution are in mercy ; she is pardoned because she is poor.

Afterwards it was agreed between them that Sabina remitted and quitclaimed to William Paviot, who is the holder of the tenement, all the right and claim she had in that tenement for ever, saving to Sabina her reasonable dower in the same, which dower William gave to her; therefore let her have her seisin. Besides this, the same William will give to her 40s. of which let him pay her one half at Christmas and the other half on Ash Wednesday (*carniprivium*) and if he should not do so let the Sheriff cause etc. (the sum to be raised on his lands etc.)

As to the assize of Baldwin, the jury say that John (de Meriet) and William (Paviot) disseised Baldwin of the free tenement which he put to their view, unjustly etc.

Therefore it is considered that Baldwin shall recover his seisin by the view etc. and John and William are in mercy and Baldwin likewise is in mercy for his false claim against Hamo and the others.

Damages 2s.

(m. 9d) Adam Schitrock who brought an assize of novel disseisin against Walter de Furneys and John Stirapp concerning lands in Hent[on] St. George came and withdrew; therefore he and his pledges for the prosecution are in mercy, namely Thomas de Peretun and Walter Witer.

The pledges of Adam for his amercement made fine for him and for his pledges by half a marc.

Roger Peg', Roger atte Yat, pledges.

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On the 7th of December 1267, Richard de Middleton, Adam de Greynvill, Roger de Messinden and John del Estrode were appointed as justices in eyre to take common pleas in Somerset and thirteen other counties. *Cal. Pat. Rolls*, 1266-1272, p. 172.

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**Roll No. 1200.**—Assize held at Blanford on the morrow of S. Hilary [in the 52nd year of Henry III] (14 January 1268).

(m. 11d) Somers: Margery de Hardinton, John Bevyn, Eva de Heye and Geoffrey son of Joan, by their attorneys, offered themselves the fourth day against John de Estham on a plea concerning a messuage and a carucate of land in Hardinton, which they claim against him by assize of mortdancestor.

And John did not come and he had a day '*in banco*' by the justices; therefore let him be resummoned to be at Blanford on the morrow of the close of Easter (16 April).

And the Sheriff is ordered to have the bodies of the recognitors at the same term unless the justices should come to these parts first.

And be it known that Peter de Estham and Isabel his wife do not sue for their part.

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**Roll No. 1203.**—Pleas of divers counties at Wilton on the octave of the Purification and on the octave of S. Hilary [in the 52nd year of Henry III] (20 January and 9 February 1268).

(m. 5d) Sumers: Dors: Nicholas de Turri offered himself the fourth day against William le Heyward, Peter le Teyntur and Richard son of Ismael on a plea wherefore they, with others, came to the house of Nicholas in Swere and beat, wounded and maltreated Simon de Bathecote, Philip Hyderward, Nicholas le Berker, Peter Yungeson and William Brode, servants of Nicholas found there, and took and carried away goods of the said Nicholas found there and inflicted upon him other losses and outrageous damages, against the peace etc.

And they did not come and they have made many defaults so that the Sheriff was ordered to seize them and saving etc. and to have their bodies on this day, and the Sheriff did nothing therein but sent word that they were not found.

And it is shown that Richard has lands etc. in the town of Pummeknoll <sup>1</sup> therefore let the Sheriff distrain him on all

<sup>1</sup> Puncknowle, co. Dorset.

his lands etc. so that of the issues etc. and have his body at Norwich from Easter in three weeks (29 April) etc. and as before, many times, the Sheriff is ordered to take William and Peter if they are found and saving etc. so as to have their bodies at the aforesaid term etc. and the Sheriff is to be there to hear judgement etc. and let him know etc. that more serious action etc.

(m. 5d) Sumers: The same Nicholas de Turri offered himself the fourth day against William de Oreweye on a plea wherefore he with others with force and arms came to the house of Nicholas in Silverton, co. Devon, and took, consumed and carried away cattle belonging to Nicholas and other goods found there to the value of 40*l.*, against the peace etc.

And he did not come and he has made many defaults so that many times the Sheriff was ordered to distrain him on all his lands etc. so that of the issues etc. and to have his body on this day; and the Sheriff did nothing therein but sent word that he is distrained; and nevertheless Simon de Legh, Henry Drak, Alexander Peryn and Ralf la Lavendere became sureties for him and for answering for 20*s.* of the issues etc.

Therefore they are in mercy; and the Sheriff is ordered to have the aforesaid issues and to distrain those to whom he committed [them] and likewise to distrain the aforesaid William on all his lands etc. and to have his body at Norwich from Easter in three weeks (29 April) and the Sheriff is to be there to hear judgement etc. and let him know etc. that more serious action etc.

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**Roll No. 998.**—In the 52nd year of Henry III. 1268. [The name of N. de Turri occurs on m. 20d as justice.]

(m. 21) Roll of attorneys [at Wilton co Wilts].

Somers: Isabel the wife of Robert de Whitfeud puts in her place John son of Richard against the Master of the Knights Templars in England on an assize of novel disseisin in which she is the plaintiff.

**Roll No. 998.**—(m. 23) Essoins '*de malo veniendi*' taken at Wilton on Saturday next before S. Peter's Chair in the 52nd year (18 Feb. 1268).

(m. 23) Sumers: John de Burton, whom the Abbot of Malmesbury vouched to warranty, [is essoined] against Robert le Fraunkeleyn, William Silvestre, Mary his wife and Maud wife <sup>1</sup> of Mary on a plea of mortdancestor, by John Wyger. [A day given] from Easter in fifteen days (22 April) at Westminster

The same day is given to the Abbot by his attorney '*in banco*' and the Sheriff is ordered to have their bodies.

**Roll No. 202.**—Pleas of Juries and Assizes at Schyrburne Dorset, before R. de Middilton and his companions, justices itinerant, from Easter [in fifteen days] in the 52nd year (22 April 1268).<sup>2</sup>

(m. 6d) Sumers: Gilbert son of Austin seeks against Robert de Underhull and Ellen his wife, Henry de Molin and Alice his wife and Margaret de Molin a messuage, a mill and half a virgate of land, excepting 3½ acres of land, in Bacwell, of which Anketill del Molin, grandfather of Gilbert, whose heir he is, etc. was seised in his demesne as of fee on the day on which he died etc.

And Gilbert <sup>3</sup> and the others come and they say that they ought not to answer him on this writ because they say that Gilbert seeks the tenement against them in common and that each one of them should be summoned severally.

And Gilbert cannot deny this; therefore Robert and the others may go without a day and Gilbert is in mercy for his false claim, and he may procure himself another writ against them if he should wish etc.

(m. 10d) Master William de Muridene offered himself the fourth day against Richard de Bolonia on a plea wherefore,

<sup>1</sup> *Rectius* sister.

<sup>2</sup> No change of date is mentioned between m. I and m. II.

<sup>3</sup> *Rectius* Robert.



whereas William has proved his claim (*disracionavit*) in the King's court before the justices at Westminster to two messuages and two virgates of land in Lockeshull and Esse<sup>1</sup> against William de la Lade and whereas afterwards for a year and more he was in seisin of them and ought still to hold them for a term not yet expired, Richard by force and arms ejected Master William from his messuage and land and carried away his goods and chattels there found, to the value of 60s. to the great loss of the same and against the peace etc.

And Richard did not come, and on another occasion he appeared in court; therefore the Sheriff is ordered to distrain him on all his lands etc. so that etc., until etc., and of the issues etc., and to have his body at Westminster from Trinity in fifteen days (17 June).

(m. 15) Sussex: Sumers: Thomas de Audham and Isabel his wife, by their attorney, offered themselves the fourth day against William Paynel on a plea that he give up to them the wardship of a messuage and a carucate of land in Cyterne which belongs to them because William Dummere held that messuage and land by military service of Margery de Elingham, sister of Isabel, whose heir she is.

And William (Paynel) did not come and he has made many defaults, so that the Sheriff was ordered to distrain him on all his lands etc. so that of the issues etc. and to have his body on this day.

And the Sheriff did nothing therein; so, as before, the Sheriff of Sussex is ordered to distrain him on all his lands etc. so that of the issues etc. and to have his body on the morrow of the Ascension (18 May), and the Sheriff is to be present to hear his judgement.

(m. 15) Sumers: The Prioress of Stodleg' by her attorney offered herself the fourth day against Reynold le Lung' and Hawise his wife on a plea that they keep the covenant made between them concerning one acre of land in Uphulle and the advowson of the church of the same town etc.

<sup>1</sup> Ash.

And Reynold and Hawyse did not come etc.: and the Sheriff was ordered to distrain them on all their lands etc. so that of the issues etc. and to have their bodies on this day.

And the Sheriff sent word that he gave the order to the bailiffs of the liberty of Wells who did nothing therein.

Therefore the Sheriff is ordered not to omit, on account of the said liberty, to distrain them on all their lands etc. so that of the issues etc. and to have their bodies at Reading co. Berks on the octave of Trinity (10 June) and whereof the Sheriff sends word etc.

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**Roll No. 202.**—Essoins '*de malo veniendi*' at Schyrburne co. Dorset before R. de Midelton and his companions from Easter in fifteen days (22 April 1268).

(m. 16) Sumers: Philip son of Philip de Pyrie, whom the Abbot of Caynesham vouched to warranty, [is essoined] against Thomas de Audham and Isabel his wife on a plea of land by John de Melles. [A day given] on the morrow of the Ascension (18 May). *Affd.*

The same day is given to the Abbot '*in banco.*'

(m. 16) Sumers: Henry de Gaunt, master of the Hospital of S. Mark Bristol, [is essoined] against William le Paumer on wager of law by Adam de Arden. [A day given] on the morrow of the Ascension (18 May). *Affd.*

And because it is shown that Henry is decrepit and in such state that he cannot come in person to make his law the Sheriff is ordered, having joined with himself the Keeper of the Crown (*custos corone*) etc., to approach Henry in person, and Thomas<sup>1</sup> may receive his law from Henry if he should so wish, and to make known to the justices here whatever he should have done therein, at the same term and under his seal.

(m. 16) Somers: Suff: Robert de Boyton, whom Lambert de Midelcote vouched to warranty, [is essoined] against

<sup>1</sup> *Rectius* William?

William le Marchaunt and Agnes his wife on a plea of assize of mortdancestor by John de Cobbe. [A day given] on the morrow of the Ascension (18 May). *Affd.*

The same Lambert [is essoined] against the same on the same by John Dru. *Affd.*

And none of the recognitors came, so let the Sheriff have their bodies etc.

(m. 16) Somers: Suff: Robert de Boyton whom Lambert Abbot of Wellys, vouched to warranty, [is essoined] against William le Marchaund of Middelcote on a plea of assize of mortdancestor, by Peter fitz Warin.

(m. 16) Sumers: Robert de Esse, because he is in the land of Jerusalem, [is essoined] against Adam la Pape on a plea of land by Robert son of Robert de Esse.

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**Roll No. 1202.**—Essoin '*de malo veniendi*' taken before Adam de Greynvill at Puntigton in the 52nd year (29 April ? 1268).<sup>1</sup>

(m. 3) Essoin, Robert Durand the younger [is essoined] by William Bardolf against Robert Durand the elder on a plea of mortdancestor. [A day given] from Easter in five weeks (13 May). *Affd.*

Richard Durand [is essoined] against the same on the same by Adam le Waleys. The same day [given] at Puntigton. *Affd.*

Eleanor daughter of Richard Durand [is essoined] against the same by William le Eyre. *Affd.*

Robert Durand the elder puts in his place John Baret or John Vigrus against Robert Durand the elder (*sic*) on a plea of mortdancestor.

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**Roll No. 202.**—Pleas of foreign counties at Shyreburne co. Dorset from Easter in three weeks (29 April 1268).

(m. 15) Sumers: Peter de Bere and Peter of Exeter the essoiner of Joan wife of the same Peter, offered themselves

<sup>1</sup> A case was heard on this day at Pointington (see p. 36).

the fourth day against Philip le Meyllur and Strangia his wife on a plea of a reasonable purparty of the same Strangia which they seek against them.

And they did not come and they were the plaintiffs. Therefore it is considered that Peter and the essoiner of Joan may go thereof without a day ; and Philip and Strangia and their pledges are in mercy, namely Simon Penyman and Hugh Hereward.

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**Roll No. 202.**—Essoins ‘*de malo veniendi*’ at Schyrburne from Easter in three weeks (29 April 1268).

(m. 16) Sumers : John de Estham [is essoined] against John Bery[m]yn, Margery de Hardington, Peter de Estham, Isabel his wife, Eva de Heye and Geoffrey son of Joan on a plea of assize of mortdancestor, by Robert Fox. [A day given] on the morrow of the Ascension (18 May). *Affd.*

And be it known that Peter de Estham and Isabel his wife were summoned so that they might sue for their part if they should wish ; and Isabel did not come ; therefore let the assize proceed on the said day whether she comes or not.

And none of the recognitors came, therefore let the Sheriff have their bodies etc.

(m. 16) Sumers : Philip de Bodevill<sup>1</sup> [is essoined] against Robert son of Jordan de Harpeford on a plea of assize of mortdancestor by Peter de Champyaus.

[A day given] on the morrow of the Ascension (18 May). *Affd.*

And none of the recognitors came, therefore let the Sheriff have their bodies etc.

(m. 16) Sumers : Robert de Quantyn, attorney of Isabel le Fort, [is essoined] against John de Corteney on a plea of assize of mortdancestor by Richard le Forester.

Robert de Lyndhurst, the other attorney, [is essoined] against the same on the same by Thomas Trot.

<sup>1</sup> Corrected from *Flory*.

**Roll No. 202.**—Pleas of foreign counties [at Sherborne] from Easter in one month (6 May 1268).

(m. 15) Sumers: A day is given to the master of the Knights Templars in England by his attorney and to Robert de Brywys by his attorney, on a plea of trespass, on the octave of Trinity (10 June) at Westminster, at the prayer of the parties.

(m. 15) Ralf de Montsorell, by his attorney, offered himself the fourth day against John de Beauchamp on a plea wherefore he holds a fair in Shepeton which Robert de Beauchamp father of John, whose heir he is, set up to the hurt of the free fair which Ralf has in Wythlakinton etc.

And he did not come and he has made many defaults. Therefore the Sheriff is ordered to distrain him on all his lands etc. so that of the issues etc. and to have his body at Rading from Trinity in fifteen days (17 June).

(m. 15d) Sumers: Thomas de Chaunceaus, by his attorney, offered himself the fourth day against Hugh Lovel on a plea that he pay him 100*l.* which he owes him and unjustly detains etc.

And Hugh did not come and he has made many defaults, so that the Sheriff was ordered to distrain him on all his lands etc, so that etc. and that of the issues etc. and he did nothing therein, therefore the Sheriff is in mercy.

Therefore, as before, the Sheriff is ordered to distrain him on all his lands etc. so that of the issues etc. and to have his body on the morrow of the Ascension (18 May) etc., and the Sheriff is to be there to hear his judgement.

(m. 15d) Sumers: Thomas de Caunvill, by his attorney, and John Baril, the executors of Richard Lovel, offered themselves the fourth day against Hugh Lovel on a plea that he keep the covenant made between them to acquit the same executors of the debts of Richard against the King, John Giffard and Roger le Marichal, the Prior of Staverton, John son of Richard of Wells, the Archdeacon of Wells, Thomas Baldewyne, Philip de Adinghur, William de la Lade,

Roger le Keu, Geoffrey le Sumeter, Wymond del Molyn, John le Serjant and William de Estecote etc.

And he did not come and the Sheriff was ordered to distrain him on all his lands etc. so that of the issues etc. and the Sheriff did nothing therein; therefore as before the Sheriff is ordered to distrain him on all his lands etc. so that of the issues etc. and to have his body at the same term etc. (18 May).

(m. 15d) Sumers: Midd. William son of William de Wyndesor' offered himself the fourth day against William de Wyndelsore his father, on a plea that he warrant him a messuage and 6 bovates of land in Bykenacre<sup>1</sup> which Henry de Wayvill claims by assize of mortdancestor against him etc. and whereof William son of William vouches the afore-said William (his father) to warrant him.

And he did not come and he had a day by his essoiner on this day, therefore let the assize be taken against him by default, but it is postponed for default of the recognitors, therefore let the Sheriff have their bodies etc.

(m. 15d) Sumers: Richard Fromund offered himself the fourth day against Ralf de Munsorel on a plea that Richard permit him to have a roadway across Richard's land at Clayhangre which he ought to have etc.

And Ralf did not come and he was the plaintiff; therefore Richard may go without a day and Ralf and his pledges are in mercy.

The names of the pledges are to be asked for.

(m. 15d) Soms: Adam de Greynvill offered himself the fourth day against Thomas de Saint Vigor and Maud his wife on a plea that they give up to him the son and heir of Roger de Penton whose wardship belongs to him because Roger held his land in Tillington of him by military service etc.

And they did not come and they have made many defaults, therefore the Sheriff is ordered to distrain them on all their lands etc. so that of the issues etc. and to have their bodies at Reding on the octave of Trinity (10 June).

<sup>1</sup> Bicknoller.

(m. 15d) Somers : The assize comes to recognise whether William de la Merse, father of Mabel daughter of William de Marisco, [and of] Felicia, Alina and Alice, her sisters, was seised in his demesne as of fee of a carucate of land in Meresche on the day on which etc. and whether etc. which land William de Saint Clare holds, who came and vouched to warranty therein Robert de Saint Clare who came and warranted him and vouched to warrant him therein Joscelyn de la Hele and Joan his wife.<sup>1</sup>

Let him have them at Reding from Trinity in fifteen days (17 June) by aid of the court and let him be summoned in Devon etc.

And Mabel and Alina put in their place the said Alina etc. and Robert puts in his place Nicholas le Prior or Roger le Crespin etc.

And none of the recognitors came, so let the Sheriff have their bodies etc.

(m. 15d) Sumers : A day is given to Pernel la Brune and Robert de Saint Clare, by their attorneys, plaintiffs, and to the Prioress of Stodleghe, tenant, to hear their judgement on a plea of land, at Reding from Trinity in fifteen days (17 June).

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**Roll No. 202.**—Essoins '*de malo veniendi*' at Schyrburne from Easter in one month (6 May 1268).

(m. 16) Sumers : John de Beauchamp (*Bello campo*), because he is over sea, [is essoined] against Ralf de Montessorrell on a plea of setting up a market (*mercat' levati*), by Nicholas de Caldewell. It does not lie—concerning John—because he is distrained.

Ralf de Munsorel, plaintiff [is essoined] against the same on the same by Ralf the Mute. [A day given] from Trinity in fifteen days (17 June) at Redinges. *Affd.*

And John did not come, as appears on the pleas etc.

(m. 16) Soms : William de Woumes, attorney of William son of William de Wyndesore, [is essoined] against Henry de

<sup>1</sup> Cf. *Somerset Fines*, vol. i., p. 184.

Wavill on a plea of assize of mortdancesthor by John son of Roger. [A day given] on Tuesday before the Ascension (15 May). *Affd.*

John Gaubard the other attorney [is essoined] on the same by John son of John. *Affd.*

And William de Wyndesore, whom William son of William de Wyndesore vouched to warranty, did not come as appears on the plea

(*m.* 16) Sumers: Edmund de Hynnyton, attorney of William de Montacute whom John de la Lynde vouched to warranty and who warranted him, [is essoined] against Joan who was the wife of William Belet, on a plea of dower, by Jordan Prat. *Affd.*

Nicholas le Mareschal, the other attorney on the same, [is essoined] by Thomas Fox. [A day given] on the morrow of the Ascension (18 May). *Affd.*

The same day is given to Henry de Newburg, whom William vouched to warranty '*in banco.*'

(*m.* 16) Sumers: William le Fevre, attorney of Alice de Westbrunes Shereheye, [is essoined] against Margery de Langedon, on a plea of land, by William Dod. [A day given] on the morrow of the Ascension (18 May). *Affd.*

Geoffrey Poleyn, the other attorney on the same, [is essoined] by Richard Cook. *Affd.*

(*m.* 16) Sumers: William de Godmanston [is essoined] against Walter Pygun, on a plea of land, by Thomas Dust. [A day given] on the octave of Trinity at Rading (10 June). *Affd.*

The same day is given to Hugh Lovel, whom William vouched to warranty, '*in banco.*'

(*m.* 16) Sumers: Thomas de Reygny—he has a wife, Joan—whom Eva de Alvercote vouched to warranty, [is essoined] against Hugh de Alvernecote, on a plea of land, by John de Dunstall. [A day given] on the octave of Trinity (10 June) at Reding. *Affd.*

Joan, wife of the same Thomas, [is essoined] on the same by Ralf Prat. *Affd.*



The same day is given to Eva.

Juliana de Wykesand, whom the same Eva vouched to warranty, [is essoined] against the same, on the same, by Thomas Cut. *Affd.*

(m. 16) Sumers: Hugh Lovel, because he is on the Kings service in Scotland, [is essoined] against Richard Fromund on a plea that he permit him to have common of pasture, by John son of Thomas. [A day given] on the octave of Trinity (10 June) at Rading by pledge of John de Coheye.

(m. 16d) Sumers: The Prior of Montacute, whom Henry le Mazun, John de la Broke and Thomas de Tynthull vouched to warranty, [is essoined] against Walter le Ercedekene on a plea of assize of mortdancestor by John son of Payn de Weston. [A day given] on the morrow of the Ascension (18 May). *Affd.*

The same day is given to Henry, John and Thomas 'in banco.'

And none of the recognitors came, therefore let the Sheriff have their bodies etc.

(m. 16d) Sumer: John Bullepane, attorney of Master William de Merdun, [is essoined] against Richard de Bolonia on a plea of trespass, by Richard Pruet. [A day given] on the morrow of the Ascension (18 May). *Affd.*

(m. 16d) Sumers: Hugh Lovel, because he is on the Kings service, [is essoined] against Robert Payn on a plea that he permit him to have a water-course, by Thomas Fox. [A day given] on the octave of Trinity (10 June) at Rading by pledge of John de Coheye.

(m. 16d) Sumers: Ralf de Aubeny, because he is over sea, [is essoined] against Nicholas de Lambrok on a plea of land, by Richard Cut. [A day given] from Trinity in three weeks (24 June) at Rading. *Affd.*

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**Roll No. 1202.**—In the 52nd year [13 May 1268]<sup>1</sup> at Puntigton.

<sup>1</sup> This day was given to the essoiners in the following case (see page 25).

(m. 3) Somers: The assize comes to recognise whether Richard Durand, father of Robert Durand the elder, was seised in his demesne as of fee on the day on which etc. of three messuages, a virgate and a ferling of land in Hyngstrigge, whereof Robert Durand the younger holds a messuage and half a virgate of land, Richard Durand holds a messuage and half a virgate of land and Eleanor Durand holds one messuage and one ferling of land.

And Robert, Richard and Eleanor come and they admit that Robert Durand the elder is the nearest heir of Richard Durand about whose death etc. and that he died after the term etc. but they say that the said Richard Durand, their father, a long time before his death enfeofed them of the said land by his charters, which they produce and which testify to the same, and that he put them in full seisin of those tenements, and they say that after unbroken seisin they demised that land, whilst Richard their father was still alive, for a term of seven years to one Richard de Heperdon who is present and knows this well; and that this is so they put themselves on the assize.

And Robert (the elder) says that whatever charters of feoffment they may produce, Richard Durand his father died invested and seised in his demesne as of fee of the said tenements, nor ever after the making of the aforesaid charters did he change his state but he continued his seisin of the tenements up to the day on which he was alive and dead, and that this is so he puts himself on the assize.

Afterwards they came and asked licence to agree and they have it.

And Robert Durand the younger, Richard Durand and Eleanor Durand give 10s. for licence to agree, by pledge of Robert Durand the elder, and the agreement is such that Robert, Richard and Eleanor acknowledged the messuages and land to be the right and inheritance of Robert Durand the elder, and they gave back, remitted and quitclaimed [the same] to Robert free of themselves and their heirs for ever, so that etc. and that neither etc. But for this acknowledg-

ment, restitution, remission and quitclaim Robert Durand the elder will give to Robert, Richard and Eleanor, at the following terms, namely on the Nativity of S. John Baptist in the 52nd year etc. one marc and on the feast of S. Peter's Chains next following, one marc, and on Michaelmas day next following, one marc, and in case he does not pay he concedes that the Sheriff shall levy upon his lands etc. And besides there came pledges for making the aforesaid payments, namely Richard de Wytechurch, Richard de Collewele and Richard de Heperdon who allow themselves to be the principal etc. and in case Robert should not make payment they concede that the Sheriff should levy on their lands etc.

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**Roll No. 202.**—Essoins '*de malo veniendi*' taken at Shyreburne, co. Dorset, from Easter in five weeks (13 May 1268).

(m. 16d) Sumers: Edmund de Hynyton, attorney of William de Montacute, [is essoined] against Hugh de Foresta on a plea of debt, by William Spyleman. [A day given] on the morrow of Trinity (4 June) by pledge of John Baril—at Radinges.

Nicholas le Mareschal, the other attorney, [is essoined] against the same on the same, by Laurence Essex by the same pledge.

(m. 16d) Sumers: Alexander de Aunho, whom Thomas de Hameleder vouched to warranty, [is essoined] against Robert son of Nicholas on a plea of assize of mortdancestor, by Robert de Wilton.

[A day given] from Trinity in fifteen days (17 June) at Rading. *Affd.*

The same day is given to Thomas '*in banco.*'

And none of the recognitors came, therefore let the Sheriff have their bodies etc.

(m. 16d) Sumers: Agnes—she has a husband—the wife of William le Franceys of Credelincote<sup>1</sup> [is essoined] against

<sup>1</sup> Credlingcot in Dunkerton.

William de Balon on a plea of assize of mortdancesthor by Peter of Exeter. [A day given] on the morrow of the Ascension (18 May).

And none of the recognitors came, therefore let the Sheriff have their bodies etc.

The same day is given to William the husband of Agnes etc.

(m. 16d) Sumers : Roger de Moles, without whom Nicholas de Moles did not wish to answer, [is essoined] against Ralf Russel and Joan his wife and Margery the sister of Joan on a plea concerning land, by Peter of Exeter. [A day given] on the morrow of Trinity (4 June) at Rading. *Affd.*

The same day is given to Nicholas by his attorney '*in banco.*'

**Roll No. 202.**—Essoins at Shyreburne on the morrow of the Ascension in the 52nd year (18 May 1268).

(m. 16d) Sumers : Walter de Gilhampton, attorney of the Abbot of Keynesham, [is essoined] against Thomas de Audham and Isabel his wife on a plea of land, by Richard son of Richard. [A day given] on the morrow of Trinity (4 June) at Rading. *Affd.*

Robert de Cloford, the other attorney in the same, [is essoined] by Robert son of Robert. *Affd.* The same day is given to Philip son of Philip, whom the Abbot vouched to warranty, '*in banco,*' and be it known that Philip essoined himself on another occasion namely from Easter in fifteen days (22 April).

Philip son of Philip de Pery Warrantor, is to be summoned (*exigatur*).<sup>1</sup>

(m. 16d) Sumers : William de Reyny [is essoined] against Henry de Sully on a plea of debt, by John son of John.

Robert Fichet [is essoined] against the same on the same, by Roger son of Roger.

(m. 16d) Soms : William le Fraunceys—he has a wife Agnes who essoined herself on another occasion—[is essoined]

<sup>1</sup> The last sentence is added in the margin.

against William de Balun on a plea of assize of mortdancestor, by Peter Cut. [A day given] on the morrow of S. Peter's Chains (2 Aug.) at Briweton. *Affd.*

The same day is given to Agnes wife of William, '*in banco.*'

(m. 16d) Sumers: Richard Payn [is essoined] against Gilbert de Wulmerston on a plea of debt, by Roger Prat; Joan wife of the same Richard [is essoined] on the same, by John son of John.

(m. 16d) Sumers: Henry le Mazun [is essoined] against Walter the Archdeacon on a plea of assize of mortdancestor, by John Prat.

John de la Broke, [is essoined] on the same, by John Fin. [A day given] on Monday in the week of Pentecost (28 May) before Adam de Greynvill at Frome. *Affd.*

Thomas de Tynhull, on the same, [is essoined] by Roger son of Roger.

The same day is given to the Prior of Montacute whom Henry and the others vouched to warranty; and be it known that the Prior essoined himself on another occasion namely from Easter in one month (6 May).

(m. 17) Sumers: Thomas de Aldithorp, whom William Hose and Maud his wife vouched to warranty, [is essoined] against Richard de Whetehull on a plea of land, by John son of John. [A day given] on the morrow of S. Peter's Chains (2 Aug.) at Frome before A. de Greynvill. *Affd.*

The same day is given to the aforesaid William and William (*sic.*: *rectius* Maud), '*in banco.*'

(m. 17) Sumers: John de Estham, because he is on the King's service, [is essoined] against John Beyvyn<sup>1</sup> on a plea of assize of mortdancestor, by Thomas Radyn.

**Roll No. 202.**—Juries and assizes [at Sherborne on the morrow of the Ascension in the 52nd year, 18 May 1268].

(m. 11) Sumers: Ralf le Waleys and Joan his wife seek, by Joel son of Warin, 3 virgates of land in Hywyschaunflur of which John son of Joel, kinsman of Joan whose heir she

<sup>1</sup> A blank space is left in the MS.

is, was seised in his demesne as of fee on the day on which etc.

And Joel son of Warin comes and asks for a view thereon : a day is given to them at Reding on the morrow of Trinity (4 June) and in the meanwhile etc.

And Ralf and Joan put in their place John de Bagburgham.

(m. 11) Somers : The assize comes to recognise whether Jordan de Harpeford, father of Robert de Harpeford, was seised in his demesne as of fee of a messuage and a virgate of land in Harpford on the day on which etc. and whether etc. which messuage and land Philip Bodevill holds.

And Philip did not come and he had a day by his essoiner here on this day namely on the morrow of the Ascension (18 May),<sup>1</sup> therefore let the assize be taken against him by default.

The jury say that Jordan, about whose death etc., died seised of the tenement as of fee and after the term etc. and that Robert is his nearest heir.

Therefore it is considered that Robert shall recover his seisin by view of the recognitors and Philip is in mercy. He is pardoned by the justices.

(m. 11) Sumers : Eustachia, who was the wife of Hugh de Neweton, offered herself the fourth day against Robert the vicar of Kyustoke on a plea of 2 acres of land in La Sande which she claims as her right against him.

And Robert did not come and on another occasion he made default namely at Pontington from Easter in three weeks (29 April), so that the Sheriff was ordered to take the land into the King's hand and [to testify to] the day etc. and to summon him to be here from Easter in five weeks (13 May).

And the Sheriff testifies to the day of the seizure and that he was summoned etc.

Therefore it is considered that Eustachia shall recover her seisin and Robert is in mercy.

(m. 11) Thomas de Beauchamp offered himself the fourth day against Robert de Neweton on a plea that he warrant him 9 acres of land in La Sande which Eustachia who was the

<sup>1</sup> This gives the date of this membrane (see p. 26).

wife of Hugh de Newton claimed as her right against Thomas and concerning which Thomas vouched Robert to warranty etc.

And Robert did not come and the summons etc.

Judgement : that land of Robert to the value etc. be seised, and the day etc. and that he be summoned to be at Reading from Trinity in fifteen days (17 June).

(m. 11d) Robert de Karmardin offered himself the fourth day against Robert de Neweton on a plea that he warrant him 2 acres of land in La Sande which Eustachia who was the wife of Hugh de Neweton claims as her right against Robert and concerning which Robert called etc.

And Robert [de Neweton] did not come and he was summoned etc.

Judgement : that land of Robert [de Neweton] to the value etc. be seized and the day etc. and that he be summoned to be at Rading from Trinity in fifteen days (17 June).

And Eustachia puts in her place Geoffrey le Botiler.

(m. 11d) Sumers : Suss : Thomas de Audham and Isabel his wife, by their attorneys, offered themselves the fourth day against William Paynel on a plea that he give up to them the wardship of a messuage and a carucate of land in Cylder Domere which belongs to them because William de Domere held that messuage and land by military service of Margery de Ecchyngem, sister of Isabel whose heir she is, as they say.

And William did not come and he has made many defaults, therefore the Sheriff is ordered to distrain him on all his lands etc. so that of the issues etc. and to have his body at Reading on the morrow of Trinity (4 June).

(m. 11d) Sumers : The assize of mortdancesthor between Henry de Wayvill, plaintiff, and William de Wyndes[or], tenant, is postponed.

(m. 12) Soms : William de Raleigh and Isabel his wife, by their attorney, offered themselves the fourth day against Thomas de Montesorell on a plea concerning half a virgate of land in Preston which they claim as their right against him.

And he did not come etc. and the summons etc.

Judgement : that the tenement be taken into the King's hand and the day etc. and that he be summoned to be at Rading from Trinity in fifteen days (17 June).

(m. 13) Joan, who was the wife of William Belet, by her attorney, seeks against John de la Lynde a third part of the manor of Bromsfeld co. Somerset as her dower etc.

And John, on another occasion, vouched William de Montacute to warranty, who came and warranted him and vouched to warrant him therein Henry de Newburgh (*Novoburgo*) who now comes ; and [now] William withdraws from his warranty and by licence gives back to her her dower.

Therefore let her have her seisin etc.

And because William de Montacute has no land of that which was of William Belet the husband of Joan, it is considered that Joan shall recover her seisin against John [de la Lynde] and John shall have of William [de Montacute's] land to the value etc.

Afterwards the attorney of Joan came and acknowledged and conceded that, when the third part of the aforesaid manor was duly (*rationabiliter*) extended, she would freely take in exchange what William ought to cede (*facere*) to John in a suitable place (*loco competenti*) in the name of dower, and that John should hold in peace.

(m. 14) Hugh Lovel was summoned to answer Thomas de Chaunceus on a plea that he pay him 100*l.* which he owes him and unjustly detains etc. concerning which Thomas, by his attorney, complains that, whereas one Richard Lovel, brother of the aforesaid Hugh whose heir he is, bound himself and his heirs to the payment of the said 100*l.* whereof he ought to have paid him one half at Christmas in the great church of Bruton in the 49th year of King Henry and the other half on Easter day next following, the said Hugh retains the 100*l.* and refuses to pay them to him, whence he says that he is the worse and suffers loss to the value of 100 marcs (*sic*) and on this he produces suit and proffers a writing under the name of the aforesaid Richard which testifies to this etc.



And Hugh, by his attorney, comes and denies the force and injury etc. and asserts that he is not bound to him in any debt by the aforesaid writing, for, he says, the writing was never made by Richard ; he says also that if ever it was made this was after the death of Richard, or at such a time that Richard could not speak or have knowledge of the writing or of the seal, and he strongly denies that the writing was made by the wish or with the knowledge of Richard, and that this is so he puts himself on the country where the writing was made, in the county of Surrey, and on the witnesses named in the writing.

Therefore the Sheriff of Surrey is ordered to have present at Oxford on the morrow of SS. Peter and Paul (30 June) twelve etc. by whom etc. and who neither etc.

Order is given to the Sheriff of Somerset also to have present at the same term John Baril, Henry Lovel and Geoffrey de Wrockeshall, the witnesses named in the writing.

(m. 14d) Sumers : Cecily, who was the wife of Richard Lovel, was summoned to answer Richard Fromund on a plea that she permit him to have common of pasture in Wynkaulton, of which Robert Fromund, father of Richard Fromund, who is his heir, was seised in fee as belonging to his free tenement in La Fenne on the day he died etc. concerning which Richard says that, whereas Robert the father of Richard was in seisin of common rights in 100 acres of pasture for the whole year with all kinds of beasts, in the said town and died seised thereof, Cecily hinders him from having common rights there, whence he says that he is the worse and has loss to the value of 100s. and thereon he produces suit etc.

And Cecily comes and denies the force and injury etc. and says that whatever she holds in the aforesaid town she holds in the name of dower of the inheritance of Hugh Lovel without whom the matter cannot be brought to judgement.

And Hugh is present and says that he wishes to answer with Cecily and they ask for a view.

Let them have it ; a day is given to them at Reding on the octave of Trinity (10 June) and in the meanwhile etc.

**Roll No. 702.**—Essoins '*de malo veniendi*' taken at Oxford before R. de Middleton on the morrow of the Apostles Peter and Paul in the 52nd year (30 June 1268).

(m. 11) Devon : Sumers : Roger Launceleve, whom Mabel Launceleve vouched to warranty, [is essoined] against Emma who was the wife of William Maubanc on a plea of dower, by Adam de Ardern. [A day given] on the eve of S. Luke the Evangelist (19 Oct.) at Gloucester. *Affd.*

The same day is given to Mabel '*in banco*.'

(m. 11) Sumers : Henry de Knolton, attorney of Roger de Molis, [is essoined] against Ralf Russel of Kingeston and Joan his wife and Margaret the sister of Joan, on a plea of land, by Richard son of John.

Henry de Dereby, the other attorney, [is essoined] on the same, by John Fin.

[The essoin] does not lie because on another occasion they essoined themselves, namely at Schireburne from Easter in five weeks (13 May).

(m. 11) Sumers : Kanc : Philip de Pyrie [is essoined] against Thomas de Audham and Isabel his wife on a plea of land, whereon a jury etc., by Richard son of Richard. [A day given] from S. John the Baptist in one month (22 July) here. *Affd.*

And none of the recognitors came, therefore let the Sheriff have their bodies etc.

(m. 11) Dors : Sumers : Geoffrey de Scolaund, whom Richard de Mohun vouched to warranty, [is essoined] against William de Plessetis, John le Blund, Thomas Picot and Christina his wife on a plea of assize of mortdancestor, by Richard son of Richard. [A day given] on Monday after the Exaltation of the Cross (17 Sept) at Dor[chester]. *Affd.*

The same day is given to Richard '*in banco*.'

And none of the recognitors came, therefore let the Sheriff have their bodies etc.

**Roll No. 1203.**—Foreign pleas taken at Oxford, before R. de Middleton and his companions, justices itinerant, on the morrow of SS. Peter and Paul in the 52nd year (30 June 1268).

(m. 1) Sumers : Peter de Immere by his attorney offered himself the fourth day against William de Boneville and Maud de Wydecumbe on a plea that William return to him chattels to the value of 8 marcs and on a plea that Maud pay to him 40s. which she owes him and unjustly detains etc.

And they did not come etc. and they have made many defaults so that the Sheriff was ordered to distrain them on all their lands etc. so that of the issues etc. and to have their bodies here on this day.

And the Sheriff did nothing therein ; therefore as before the Sheriff is ordered to distrain them on all their lands etc. so that of the issues etc. and to have their bodies at Wells on Tuesday next before Michaelmas (25 Sept.) etc.

(m. 1) Sumers : William Doding, by his attorney, offered himself the fourth day against Robert son of Robert de Buri-londe on a plea wherefore, whereas the marriage of Robert belongs to William because Robert de la Burilonde, father of Robert whose heir he is, held of him by military service etc. the same Robert son of Robert, being under age and in William's custody, married without the licence and will of William, to his great loss, as he says.

And he did not come etc. and the summons etc.

Judgement : that he be attached to be at Wells on Tuesday next before Michaelmas (25 Sept.).

(m. 1d) Sumers : Hugh de Foresta, by his attorney, offered himself the fourth day against William de Montacute on a plea that he pay him 40 marcs which he owes him and unjustly detains, as he says.

And William did not come and the Sheriff was ordered to attach him to be here on this day and the Sheriff did nothing therein and did not return the writ.

Therefore, as before, the Sheriff is ordered to attach him to be at Gloucester on the eve of S. Luke the Evangelist (17 Oct.) and the Sheriff is to be there to hear his judgement.

(m. 1d) Sumers : Philip de Wicke, by his attorney, offered himself the fourth day against Edward, Dean of Welles, and

the Chapter of the same place, on a plea that they keep the agreement made between Richard, late Dean of Wells, predecessor of the aforesaid Dean, and Thomas de Midelton, grandfather of Philip whose heir he is, concerning a chapel in Midelton etc.

And he did not come etc. and he had a day by his essoiner on this day.

Judgement: that he be attached to be present on the eve of S. Luke the Evangelist (17 Oct.) at Gloucester.

(m. 1d) Somers: Ralf le Tort, by his attorney, offered himself the fourth day against William la Ware on a plea concerning a messuage and a ferling of land in Cristham,<sup>1</sup> which he claims against him as his right.

And William did not come, and he was the plaintiff.

Therefore Robert (*sic*) may go without a day and William and his pledges for the prosecution are in mercy.

Let enquiry be made of the names of the pledges.

(m. 2) Soms: Thomas de Cumbe, by his attorney, offered himself the fourth day against Thomas de Altavill on a plea that he permit him to have his common of pasture in <sup>2</sup> Iglesbach which he ought to have there etc.

And he did not come, and he had a day by his essoiner on this day.

Judgement: that he be attached to be present on the eve of S. Luke the Evangelist (17 Oct.) at Gloucester.

(m. 2) Sumers: Richard Fromund offered himself the fourth day against Hugh Lovel on a plea that he permit him to have common of pasture in Wynkaulton which belongs to his free tenement in La Fenne.

And he did not come and he has made many defaults, wherefore the Sheriff was ordered to distrain him on all his lands etc. and to have his body [here] on this day, and the Sheriff sent word that Richard Lundreys, William de Wellegg' and Thomas Fichet became sureties for him, therefore they are in mercy, and as before the Sheriff is ordered to distrain

<sup>1</sup> Kersham in Cutcombe.

<sup>2</sup> The words *in Oke*, occurring at this point, have been struck out.

him on all his lands etc. so that of the issues etc. and to have his body from S. John the Baptist's day in one month (22 July) at Oxford.

(m. 2d) Sumers: Ralf Russel of Kingeston and Joan his wife and Margaret the sister of Joan seek against Nicholas de Moles a virgate of land in Maperton in which Nicholas has no entry except by Nicholas le Estivur, the father of Joan and Margaret whose heirs they are, who demised it to him (Nicholas de Moles) for a term now passed, and whereof Nicholas (*sic*), Joan and Margaret say that Nicholas le Estivur demised the land to him from year to year at his good will.

And Nicholas de Moles, by his attorney, on another occasion came and said that the land was the right and inheritance of one Hawise his wife, by whom he had issue, namely one Roger de Moles, without whom this matter could not be brought to judgement, wherefore the aforesaid Roger was summoned to answer with Nicholas if he so wished.

And Roger did not come and he had a day by his essoiner on this day, therefore it is considered that Nicholas shall answer alone etc.

And Nicholas answers alone and says that the land once belonged to one James de Novoburgo<sup>1</sup> father of Hawise whom Nicholas married, and of Isabel whom Ralf Russel married, and he says that James died seised thereof and after his death partition was made of the inheritance of James between Hawise and Isabel and he says that the land which is now in question fell to the purparty of Hawise his wife, whence he says in his defence that he had not his entry in that land by Nicholas le Estivur, rather he had entry by Hawise whose right and inheritance the land is and that this is so he puts himself on the country.

And Ralf, Joan and Margaret likewise.

Therefore the Sheriff is ordered to have present before Adam de Greinvill and Thomas Triwet on Tuesday next before Michaelmas (25 Sept.) at Wells twelve men as well

<sup>1</sup> Elsewhere *de Novomercato*.

knights as etc. by whom etc. and who neither etc. to make recognition in the aforesaid form etc.

(m. 2d) Ralf le Waleys and Joan his wife seek against Joel fitz Waren 3 virgates of land in Hywis Chamflur of which John son of Joel, kinsman of John (*rectius* Joan) whose heir she is, was seised in his demesne as of fee etc. the day he died, concerning which Ralf and Joan say that John, kinsman of Joan, was seised of the aforesaid lands in his demesne as of fee in the time of the present King taking thereof the issues to the value etc. and that he died seised of it and that from John, because he died without an heir of his body, this fee and demesne reverted (*resortiebatur*) to Joan, wife of Ralf, sister of the mother of John, as his aunt and heir.

And Joel [fitz Warren] comes and says that he ought not to answer to this because, he says, John, about whose death etc., gave and granted to the same Joel the aforesaid land so that Joan, who makes herself to be the heir of John, is bound to warrant the land to him, if it should be impleaded by another, by the charter of John which he produces and which states that John granted and conceded to him the aforesaid land and that he and his heirs would warrant him etc.

And Ralf and Joan say that whatever charter of John Joel may produce, John, when he made the charter and after he made it, was in seisin of the land and never changed his state and that he died seised of it.

[And Joel] puts himself on the country and Ralf and Joan likewise.

Therefore let a jury be made and the Sheriff is ordered to have present before A. de Greynvill and Thomas Trevet at Wells on Tuesday next before Michaelmas (25 Sept.) twelve as well knights etc. by whom etc. and who neither etc. to make recognition in the aforesaid form.

(m. 2d) Walter Pyjon, by his attorney, seeks against William de Godmanston a messuage and 30 acres of land in Briweton in which William has no entry except by William de Godemanston (*his father*) to whom Richard Lovel demised

it, which Richard Lovel disseised Ralf Pyjun, kinsman of the aforesaid Walter<sup>1</sup> whose heir he is, unjustly, and without a judgement since the last etc.

And William comes, and on another occasion he vouched to warranty Hugh Lovel, who comes, by his attorney, and asks to have it explained to him why he ought to be the warrantor.

And William produces a charter made under the name of Richard Lovel, father of Hugh whose heir he is, which testifies that Richard granted and confirmed to William son of William de Godmanston, father of the aforesaid William whose heir he is, a hide of land in Brewton, namely that which Mauger held, and that Richard and his heirs warranted etc.

And Hugh, by his attorney, says that he is not bound to warrant him by that charter; for he knows the charter well and that he is bound to warrant the aforesaid hide of land but, he says, the messuage and the land which Walter claims against him are not of the body of that hide of land of which mention is made in that charter, but rather it is another tenement of which William, father of William, never was enfeoffed by Richard his father . . . .<sup>2</sup> and that this is so he puts himself on the country.

And Walter says that Hugh unjustly refuses to warrant him because, he says, the messuage and the land are of the body of the hide of land of which Richard, the father of Hugh, enfeoffed William his father and that this is so he puts himself on the country, and William [likewise].

Therefore the Sheriff is ordered to have present at Wells on Tuesday next before Michaelmas (25 Sept) before A. de Greinwill and Thomas Trevet, twelve etc. by whom etc. and who neither etc. to recognise in the aforesaid form, because as well etc.

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**Roll No. 702.**—Essoins '*de malo veniendi*' taken at Oxford from S. John the Baptist's day in fifteen days (8 July 1268).

(m. 11d) Sumers: Simon Lovel, attorney of Roger de

<sup>1</sup> In the record the name appears to be William.      <sup>2</sup> Illegible.

Sumerhi, [is essoined] against Alexander Lutterel on a plea of land, by Richard son of John. [A day given] from Michaelmas in one month (27 Oct.) at Gloucester by pledge of John de Warmestere.

William le Messenger, the other attorney, [is essoined] on the same by Richard son of John. *Affd.*

(m. 11d). Sumers: Henry de Merlun [is essoined] against Walter le Barbur on a plea that he acquit him etc. by Roger son of Roger. [A day given] on the eve of S. Luke the Evangelist (17 Oct.) at Gloucester. *Affd.*

(m. 11d) Soms. James de Augdeleigh [is essoined] against John de Gurniet concerning the hearing of his judgement on the plea of novel disseisin, by Richard son of Roger.

William son of Robert de Gurniet [is essoined] on the same by John Fin.

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**Roll No. 1203.**—Foreign pleas at Oxford, as above.

(m. 1d) Sumers: Richard Fromund offered himself the fourth day against Cecily who was the wife of Richard Lovel and Hugh Luvel who answers with Cecily, on a plea that they permit him to have common of pasture in Wynkalton of which Robert Fromund, father of Richard Fromund etc.

And they did not come and they have made many defaults after they appeared in court and asked for a view of the land.

Therefore the Sheriff is ordered to distrain them on all their lands etc. so that of the issues etc. and to have their bodies at Oxford from S. John Baptist's day in one month (22 July).

(m. 1d) Sumers: The assize comes to recognise whether William de la Merse, father of Mabel daughter of William de Marisco, and of Felicia, Aling and Alice, sisters of the same [Mabel], was seised in his demesne as of fee of a carucate of land in Mersche on the day etc. and whether etc. which land William de Saint Clare holds, who came and on another occasion vouched to warranty Robert de Saint Clare who came and warranted him and he vouched to warranty Jocelin de



therefore the Sheriff is ordered to distrain him on all his lands etc. so that etc. and to have his body at Gloucester from Michaelmas in one month (27 Oct.).

(m. 4) Sumers : Henry de Montfort of Nony offered himself the fourth day against William de Greniers, Adam Sperver, Adam Pache, John Sperver, John Fis-John le Irreis, Richard de Barwe, Maud de Barwe, John Uphulle and Agnes his wife, Acelina Uphulle, Alice Alwald and John de Pumbyr' on a plea by what right they exact common in the lands of Henry in Nony seeing that Henry has no common in the lands of William, Adam, Adam, John, John, Richard [Maud] John, Agnes, Alice, Acelina and John nor do they do [him] service whereby they ought to have common, as he says.

And they did not come etc. and they have made many defaults so that the Sheriff was ordered to distrain them on all their lands etc. so that etc. and to have their bodies on this day ; and the Sheriff did nothing therein but sent word that the writ came too late for him to execute it etc.

Therefore, as before, the Sheriff is ordered to distrain them on all their lands etc. so that of the issues etc. and to have their bodies at Oxford on the octave of Michaelmas (6 Oct.) and the Sheriff etc.

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**Roll No. 1202.**—(m. 10)<sup>1</sup> The assize comes to recognise whether Andrew Wake, Roger le Botiller, Walter Daubeney, John Beke, Walkelin de Rosey, William de Blaby, Henry de Lacy and Margaret his wife unjustly and without a judgement disseised James de Audeley and Ela his wife of their free teneement in Charleton Chaunvill and Hengsterigge after the first etc. whereof James and Ela complain.<sup>2</sup>

And Andrew and the others come and they ask for judgement whether they are bound to answer James on this writ because James arraigns this assize together with Ela his wife, whose right and inheritance the aforesaid tenements are, and does not sue for his own right.

<sup>1</sup> The date of this membrane is not given, but is probably 22 July.

<sup>2</sup> Unfinished—a space left.

And James says that Andrew and the others are bound to answer him without Ela his wife because, he says, though the tenements be the right and the fee of Ela alone, he himself has a free tenement in the same tenements; he says also that Ela his wife, of her own will, maliciously withdrew herself and will not pursue her right in the said tenement, wherefore he says that Andrew and the others ought to answer to this writ.

And because it is not made clear to the justices here whether Ela of her own free will withdrew herself from the prosecution of her right or whether she was compelled by force, James is told to approach the King in person and take with him one of the King's clerks to the place where Ela may be and take her attornment by him within the octave of the Assumption so that on the morrow of the Assumption (16 Aug.) at Wells the assize may not fail by default of an attorney of Ela.

A day is given to James de Alditdeleg at Welles on Sunday next after S. James the Apostle (29 July) and to Richard de Heydon.

(m. 10d) The assize comes to recognise whether Walkelin de Rosey, Robert Durant the elder, Robert Durant the younger and Richard Duraund unjustly and without a judgement disseised Richard de Heydon of his free tenement in Henstrige after the first etc. whereof he complains that they disseised him of a messuage, 20 acres of land and an acre of meadow.

(m. 10d) The same assize by the same recognitors, comes to recognise whether Walkelin de Rosey, Richard de Welgwud and Walter Wyting disseised Richard de Heydon of his free tenement in Hengsterigge after the first etc. whereof he complains that they disseised him of 6 acres of pasture.

And Walkelin did not come and he was attached by Robert B[r]un and Walter Warner; therefore they are in mercy and let the assize be taken against them by default.

The jury say that Richard de Wechewode disseised him of the 6 acres of pasture which he put to their view.

Therefore it is considered that Richard [de Heydon]

shall recover his seisin by view of the recognitors and Richard [de Welgwud] is in mercy.

Damages half a marc—all paid to the Clerk.

**Roll No. 1202.**—Pleas of assize held by Adam de Greynvill in divers counties. Somerset. [29 July (?) 1268, at Wells?]

(m. 8) Sumer: The assize comes to recognise whether Roger le Botiler, Walter de Albinacio, Walkelin de Rosey, Roger le Witgh', Roger le Wite, Walter le Witing, Richard de Stapelbrigg, Henry de Lacy and Margaret his wife unjustly etc. disseised Richard de Heydon of his free tenement in Hengsterugge after the first etc. whereof he complains that they disseised him of two messuages, two gardens, 87 acres of land, 16 acres of meadow and 4 acres of pasture in the aforesaid town.

And Henry de Lacy, who is the tenant, comes and by licence gives back to Richard, for himself and for all the others, except Richard de Stapelbrig, the messuages, gardens, land, meadow and pasture.

Therefore let him have his seisin.

And Richard de Heydon remits to Henry and the others his damages and Henry is pardoned his amercement.

And afterwards Richard de Stapelbrig came and by licence gave back to him whatever he had in the aforesaid tenement.

Therefore let him (Richard de Heydon) have his seisin.

(m. 8) The assize comes to recognise whether Walkelin de Rosey, Robert Durant the elder, Robert Durant the younger and Richard Duraunt unjustly etc. disseised Richard de Heydon of his free tenement in Hengsterugge after the first etc. whereof he complains that they disseised him of a messuage, 20 acres of land and an acre of meadow.

And Walkelin comes and says that he never disseised Richard of the tenements which Richard put to his view nor does he claim any right in them nor has he ever done him any injury therein; and that this is so he puts himself on the assize.

And Robert Durant, Robert and Richard did not come and they were not attached because they could not be found.

Therefore let the assize be taken against them by default.

The jury say that Robert and the others, except Walkelin, disseised Richard de Heydon of the tenement which he put to their view.

Therefore it is considered that Richard de Heydon shall recover his seisin by view of the recognitors and Robert and the others, except Walkelin, are in mercy, and Richard de Heydon is in mercy for his false claim against Walkelin.

(m. 8) The same assize by the same recognitors comes to recognise whether Walkelin de Rosey, Richard de Weyhewode and Walter Witing unjustly etc. disseised Richard de Heydon of his free tenement in Hengsterugge after the first etc. whereof he complains that they disseised him of 6 acres of pasture.

And Walkelin de Rosei answered as he answered at the first assize.

And Richard de Weyhewode and the others did not come and they were attached by Robert Brun and Walter le Wariner. Therefore they are in mercy and let the assize be taken against them by default.

The jury say that Richard de Weywode and the others, except Walkelin, disseised Richard of the tenement which he put to their view.

Therefore it is considered that Richard shall recover his seisin by view of the recognitors and Richard de Weywode and the others are in mercy, except Walkelin, and Richard de Heydon is in mercy for his false claim against Walkelin.

(m. 8) The assize comes to recognise whether Roger le Botiler, Walter de Albynyaco, Walkelin de Rosey, Roger le Wygh', Roger le Wyte, Walter le Wyting', Henry de Lacy and Margaret his wife unjustly etc. disseised Richard de Heydon of his free tenement in Cherleton Caumvill after the first etc. whereof he complains that they disseised him of two messuages,  $4\frac{1}{2}$  virgates of land and 3 acres of wood.

And Roger, Henry de Lacy and the others come and

Henry answers for himself and for all the others and he says that he did him no disseisin therein because he says the King at one time had the wardship of the land and of the heirs of William de Lungspeye who held in chief of the King the manor of Cherleton Caumvill, entire with the aforesaid two messuages,  $4\frac{1}{2}$  virgates of land and 3 acres of wood which were then in the demesne of the said manor and that the King granted the wardship of the lands and of the heirs to the Queen to hold until the lawful age of the heirs. And whereas the Queen afterwards granted the manor of Cherleton to James de Alditdeleg' to hold at the will of the Queen, which grant afterwards she revoked, and whereas the King was informed of the revocation of the grant of that manor made by the Queen to the aforesaid James, the King by his writ ordered the Sheriff of Somerset to take the manor into his hand and to deliver the same to Walter de Albiaco, the Queen's steward, who, by the King's writ directed to the Sheriff, received the same by the hand of the Sheriff for the benefit of the Queen. And the Queen restored the manor to Henry de Lacy who married the daughter and heir of William de Lungespeye, as his right, wherefore he (Henry) says that he did him (Richard de Heydon) no injury or disseisin.

Afterwards a day was given them before the King on the quinzaine of Michaelmas (13 Oct.).

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**Roll No. 1202.**—Assizes held at Wells before Adam de Greynvill on Sunday after S. Bartholomew in the 52nd year (26 August 1268).

(m. 8d) The assize comes to recognise whether Simon de Gryndham, William le Mareschal and Matthew de la Doune unjustly etc. disseised Lucy de Kidesford of her common of pasture in Kedeford which belongs to her free tenement in that town, after the first etc. whereof she complains that where she was used to have common in all the pastures of that town at all times of the year with her beasts, so that where Simon, who is the lord of that town, has two beasts

in the said pasturage she is used to have a third beast and likewise in a certain wood of 30 acres, [now] Simon and the others impound (*imparcant*) her beasts and do not permit her to enjoy common rights as she has been used.

And Simon and the others come, and Simon answers for himself and for the others and he says nothing whereby the assize should stand over except only that he says that he himself is in seisin of the common and that he sold the same this year to a certain free man who grazes his cattle there in his name; and on this he puts himself on the assize.

The jury say that Lucy ought to have in the said pasture the third beast as against Simon who is lord of the town who ought always to have two beasts in the said pasture and Lucy the third as her dower and that she was seised thereof until Simon and the others unjustly disseised her.

Therefore it is considered that Lucy shall recover her seisin by view of the recognitors and Simon and the others are in mercy etc. Afterwards Simon made fine for himself and the others in one marc.

(m. 8d) Sumer: Peter de Saint Elena,<sup>1</sup> who brings a writ of mortdancestor against Anselm de Gurney and Sibyl his wife concerning two carucates of land in Corfton (Corton Denham) to be taken by the justices before Adam . . . puts in his place Thomas Franceys or John son of Bernard. . . .

**Roll No. 1205.**—Essoins taken at Wells on Sunday after S. Bartholomew before Adam de Greynvill and those he associated with himself, in the 52nd year (26 August 1268).

(m. 4) The Prior of the Hospital of S. John of Jerusalem in England, because he is beyond the sea [is essoined] against William de Montacute on an assize of last presentation by Walter de Keynesham.

The Prioress of Buckland [is essoined] against the same on the same, by William le Rous (Ruffum).

[A day given] on the octave of Michaelmas at Oxford (6 Oct.). *Affd.*

<sup>1</sup> *Sic: alias* Saint Hillaire.

And none of the recognitors came, therefore let the Sheriff have their bodies ; the original writ remains in our possession.

(m. 4) Roger de Arundel [is essoined] against Ralf le Waleys and Joan his wife on a plea of assize of mortdancestor by Walter de Gelhampton.

Robert de Muscegros [is essoined] on the same against the same, by Richard son of Richard.

[A day given] on the octave of Michaelmas (6 Oct.) at Oxford. *Affd.*

And none of the recognitors came, therefore let the Sheriff have their bodies, and Joan puts in her place Richard Prat or Walter de Hywys ; the writ remains in our possession.

(m. 4) James de Auditdelegh—plaintiff, he has a wife Ela—[is essoined] against Andrew Wake, Roger le Botiler, Walter Daubeney, John Bek, Walkelin de Rosey, Walter de Blaby, Henry de Lacy and Margaret his wife on a plea of novel disseisin by Richard de Heydon.

[A day given] from Michaelmas in fifteen days (13 Oct.) before the King wherever etc., and Andrew and the others claim default of Ela, the wife of James, who is plaintiff with James. *Affd.*

Therefore on the aforesaid day let what should be allowed, be allowed therein.

(m. 4) Dors : Sumer : Elizabeth who was the wife of William de Horseye [is essoined] against Alice who was the wife of William de Horsy on a plea of dower by William Fyn.

[A day given] on the octave of Michaelmas (6 Oct.) at Oxford. *Affd.*

The same day is given to Henry de Novo Burgo, whom Elizabeth vouched to warranty, '*in banco.*'

(m. 6)<sup>1</sup> The assize comes to recognise whether Roger le Botiler, Walter de Albynaco, Walkelin de Rosey, Roger le Wygh', Roger le Wyte, Walter le Wyting, Henry de Lacy and Margaret his wife unjustly and without a judgement etc. disseised Richard de Hydon of his free tenement in Cherleton Caumvill after the first etc. whereof he complains that they

<sup>1</sup> This membrane is undated (cf. p. 52).

disseised him of two messuages,  $4\frac{1}{2}$  virgates of land and 3 acres of wood, etc.

And Roger and the others come and they say that they did no disseisin therein because they say that whereas the King had the wardship of the lands and tenements of the heirs of William Lungespeye, who held of him in chief, and whereas the King granted the wardship to the Queen until the lawful age of the heirs and whereas the Queen granted the manor of Cherleton Caumvill to James de Audelegh to hold at the will of the Queen and James intruded himself in the manor of Hengstreig' in the time of the disturbances which occurred in the realm and whereas the Queen revoked the grant which she made of the manor of Charleton to the aforesaid James, and whereas the King by his writ ordered the Sheriff to take the said tenements into his hand and had ordered him to deliver them to Walter de Albyniaco, the Queen's steward ; it seems to them that the assize concerning it should not be made.

And Henry comes and by licence gives back to him (Richard de Heydon) his seisin ; therefore let him have his seisin of the lands and tenements sought against him in Henstrigg—and because Richard remits to him his damages, therefore nothing is done concerning damages, and Henry is in mercy and he is pardoned by the justices.

(m. 6) Sumerset : Alexander de Aunou puts in his place Nicholas de Appleye against Robert son of Adam and Ichole de Asture etc. against Thomas de Hameldone on a plea of mortdancestor at Wells on the coming of the justices.

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**Roll No. 1205.**—Roll of attorneys taken before Adam de Greynvill in assizes specially committed to him, 1268.

(m. 4) William de Radleg' puts in his place William de Troddescumbe or Thomas Crek against Ralf de Mountsorel and Thomas his son on a writ of novel disseisin to be taken at Welles on Sunday next after S. Bartholomew (26 Aug.).

The same day is given to William de Montacute.



Item : The same day is given to Lucy who was the wife of Richard de Kedeford, bringing a writ of novel disseisin ; and Lucy puts in her place Joscelin de Heles.

Item : The same day is given. (*Unfinished.*)

(m. 4d) William de Montacute puts in his place Nicholas de Marston or Stephen de Betein (?) against the Prior of the Hospital of S. John of Jerusalem in England and the Prioress of Bokclaunde on a plea of last presentation.

The same William puts in his place the same against the Abbot of Glastonbury on a plea of novel disseisin.

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**Roll No. 1202.**—Certification of an assize of novel disseisin, taken on another occasion before Adam de Greynvill in the 50th year, made at Bristol before the same on the Beheading of S. John in the 52nd year (29 August 1268).

(m. 3d) The jury say on oath that William de Berkelay and the others disseised John de Iwele of his free tenement which he put to their view and they say nothing else than what they said before.

Therefore John may go without a day.

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**Roll No. 1200.**—Between the 26th of August and the 6th of September 1268.<sup>1</sup>

(m. 19d) Somers : A jury of 24 to convict (*ad convincendum*) 12 [jurors], which William de Wydecumbe arraigned before Martin de Litlebyr' at Wells on Sunday after S. Bartholomew (26th of August) against Richard de Bolonia and others contained in the writ, on a certain assize held before Martin concerning a tenement in Wydecumbe and likewise on a certain certificate of the same assize made before Robert de Bryd, is postponed to the quinzaine of Michaelmas next (13 Oct.) before the justices of the bench, because it could not be

<sup>1</sup> The recto is dated at Plymtree on the 16th of August. From internal evidence the date lies between the 26th of August and the 13th of October. The entry is followed by the record of an assize held at Kilkhampton in Cornwall on Thursday before the Nativity of the Virgin, i.e. the 6th of September.

made clear to Martin what the jury of the aforesaid assize held before him said in their certification before Robert, especially as he had no record of it nor did the Sheriff have the twelve jurors before Martin on the aforesaid day, as he was ordered, by whom Martin could be certified as well of the first as of the second [assize]; and therefore the Sheriff is ordered to have their bodies on the aforesaid day to certify the justice in the premisses.

The same day is given to William, by Robert Triz his guardian, as well as to Richard and the others '*in banco*.'

**Roll No. 1200.**—Pleas at Westford Bridge, co. Somerset, on Sunday after the Exaltation of the Cross (16 September 1268).

(m. 22) Somers: A day is given to Margery de Hardington, John Beyvyn, Eva de Eye and Geoffrey son of Joan, plaintiffs, and to John de Estham, tenant, on a plea concerning a messuage and a carucate of land in Hardington which they claim by assize of mortdancestor against him, on Michaelmas in one month (27 Oct.) at the prayer of the parties.

And none of the recognitors came and they have made many defaults, therefore the Sheriff is ordered to distrain them on all their lands etc. so that of the issues etc. and to have their bodies at the same term etc.

**Roll No. 1218A.**—Pleas of divers counties at Oxford on the octave of Michaelmas 6 October [1268].

(m. 29) Sumers: A day is given to William de Montacute by his attorney, plaintiff, and to the Prioress of Boclaunde by her attorney, on a plea of assize of last presentation, from Michaelmas in three weeks (20 Oct.) at Westminster for want of the original writ which remained with Adam de Grenvill, the justice assigned etc.

And none of the jury came, therefore let the Sheriff have their bodies etc.

(m. 29) Kent: Sumer: The jury between Thomas de

Audham and Isabel his wife, plaintiffs, and Philip de Perie concerning the manor of Lorhoton is respited to Michaelmas in one month (27 Oct.) for default of the jury because none came, therefore let the Sheriff have their bodies etc.

(m. 29) Sumer: The assize comes to recognise whether William de Merse, father of Mabel daughter of William de Marisco, and of Felicia, Alina and Alice her sisters, was seised in his demesne as of fee of one carucate of land in Merse on the day he died etc. and whether etc. which land William de Saint Clare holds who on another occasion came and vouched to warrant him therein Robert de Saint Clare who warranted him and vouched to warrant him therein Jocelin de Hele who warranted him and vouched to warrant him therein Geoffrey de Maundevill who comes and warrants him; and he says that he ought not to answer this writ because he says that Mabel has a husband, Thomas by name, who is not named in the writ, and she had him before the suing out of this writ.

And Mabel and the others cannot deny this.

Therefore it is considered that Geoffrey may go thence without a day and Mabel and the others shall take nothing by that assize but they are in mercy for their false claim.

They may procure for themselves another writ if they wish—their amercement is pardoned because they are poor.

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**Roll No. 275.**—Essoins '*de malo veniendi*' at Gloucester on the morrow of All Souls in the 53rd year of Henry [III] (3 November 1268).

(m. 1) Sumers: Joel fitz Warren [is essoined] against Ralf le Waleys and Joan his wife on a plea of land, by Richard Bat.

And Ralf and Joan did not come, and they were the plaintiffs, therefore the aforesaid essoiner may go without a day.

(m. 1) Sumers: William de Beaumund [is essoined] against Robert de Staunton on a plea of land. [A day given] on the morrow of S. Hilary (14 Jan. 1269) at Bristol. *Affd.*

And none of the jury came, so let the Sheriff have their bodies etc.

(m. 1) Sumers: Walter de Chelhampton, attorney of William Doding, [is essoined] against Robert son of Robert de la Burrilonde on a plea of trespass, by Richard son of Richard.

[A day given] on the morrow of S. Hilary (14 Jan. 1269) at Bristol. *Affd.*

**Roll No. 275.**—Essoins '*de malo veniendi*' at Gloucester from S. Martin in fifteen days (25 November 1268).

(m. 1d) Sum: The Prior of Briwton [is essoined] against Joan who was the wife of Roger Lowel on a plea of dower, by William Rusel.

(m. 1d) Sumer: Robert Lovel [is essoined] against Joan Hose on a plea of dower, by Richard Lovel.

(m. 1d) Sumers: Walter Prior of Bath [is essoined] against Hubert de Hampton on a plea of detention of charter.

**Roll No. 275.**—Roll of Attorneys at Gloucester, 1268.

(m. 2) Sumers: Hugh Lovel puts in his place Wymund de Molend' or Walter Dale against Thomas de Chanceaus on a plea of debt and against Richard Fremund that he permit him to have common of pasture etc. and against Robert fitz Payn on a plea that he permit him to have restoration of a watercourse (*returnum aque*).

(m. 2) Sumers: Muriel the wife of John Treberge puts in her place John Peny against Robert de Newenton on a plea of wardship etc.

**Roll No. 276.**—Pleas at Gloucester before R. de Myddelton and his associates, justices itinerant, in the 53rd year [of Henry III]. (25 November (?) 1268.)

(m. 1) Sumers: Glouc: The jury between Gilbert son of Reynold [de Shipton] plaintiff and Roger de Acton and Joan his wife tenants concerning a messuage and a carucate of land in Chauvi<sup>1</sup> co. Somerset and the advowson of the

<sup>1</sup> Chelvey.

church of the same town is postponed till the morrow of Hilary (14 Jan. 1269) at Bristol for default of the jurors because none of them came. Therefore let the Sheriff have their bodies and because that jury is to be formed of jurors from both counties, the Sheriffs of both counties are ordered to make to come eight from each county as well knights as etc.

(m. 1) Sumers : Robert de Neuton, by his attorney, offered himself the fourth day against John de Treberg and Muriel his wife on a plea that they give up to him the wardship of two parts of a messuage and of 2 carucates of land in Orchardel' which belongs to him because Emery de Orchardel' held that messuage and that land of him by military service.

And they did not come. And they had made many defaults so that the Sheriff was ordered to distrain them on all their lands etc. so that of the issues etc. and to have their bodies on this day. And the Sheriff did nothing therein but sent word that he has given the order to the bailiffs of the liberty of the Bishop of Winchester at Taunton who did nothing therein.

Therefore the Sheriff is ordered not to omit, on account of the said liberty, to distrain them on all their lands etc. so that of the issues etc. and to have their bodies at Bristol from S. Hilary in fifteen days (27 Jan. 1269), and whereof the Sheriff sent word etc.

(m. 1) Sumers : Richard Fromund offered himself the fourth day against Hugh Lovel on a plea that he permit him to have common of pasture in Wynkauton which belongs to his free tenement in La Fenne.

And he did not come, and the Sheriff was ordered to distrain him on all his lands etc. so that of the issues etc. and to have his body on this day.

And the Sheriff sent word that he is distrained and that Hugh Wysdom, Ralf Golde, John Silverloc, Wymund Wysdom, Roger Game and Ralf le Jay became sureties for him. Therefore they are in mercy.

And, as before, the Sheriff is ordered to distrain him on all his lands etc. so that of the issues etc. and to have his

body at Bristol on the morrow of S. Hilary (14 Jan. 1269) and the Sheriff is to be there to hear his judgement.

(m. 1) Sumers: The same Richard offered himself the fourth day against Cecily who was the wife of Richard Lovel and against Hugh Lovel on a plea that they permit him to have common of pasture in Wynkauton of which Richard<sup>1</sup> Fromund, father of Richard whose heir he is, was seised as of fee, as belonging to his free tenement in La Fenne etc.

And they did not come and the Sheriff was ordered to distrain them on all their lands etc. so that of the issues etc. And to have their bodies on this day and the Sheriff sent word that they are distrained and that Robert de Godmaneston, Roger Page, William de Go[dmanest]on, Geoffrey Boyman, Roger Wrench, Roger Walkelin, Hugh Wysdom, Ralf [Golde] and John Sylverlock, became sureties for them. Therefore they are in mercy; and as before the Sheriff is ordered to distrain them on all their lands etc. so that of the issues etc. and to have their bodies [at the same] term, and the Sheriff is to be there to hear their judgement.

(m. 1) . . . . who was the wife of Hugh le Butiller seeks against Alice de Helles the third part of one . . . . in Horton as her dower etc.

(m. 1d) Sumers: Ralf Russel of Kyngeston and Joan his wife and Margery the sister of Joan, on another occasion before the justices itinerant at Oxford, sought against Nicholas de Moles a virgate of land in Maperton as their [right] by a writ of entry. And Nicholas then came and said that the land was the right and inheritance of one Hawise, formerly his wife by whom he had issue namely one Roger de Moles without whom the matter could not be brought to judgement. Therefore Roger was summoned to answer at the same time as Nicholas if he should wish. And because Roger was summoned to answer together with Nicholas and he did not sue it was considered that Nicholas should answer alone.

And Nicholas, before the justices itinerant at Oxford on

<sup>1</sup> *Rectius* Robert?

the morrow of SS. Peter and Paul (30 June) answered alone and put himself on a jury.

And a day was given to the parties before A. de Greynvill and Thomas Trevet at Wells on Tuesday before Michaelmas (25 Sept.) to hear that jury, on which day Nicholas came before Thomas Trevet and said that he did not wish to answer before him but withdrew, in contempt of court, on account of which the Sheriff was ordered to summon him to be here on this day to hear his judgement.

And Nicholas now comes, and the Sheriff sent word that he was summoned etc. and Ralf, Joan and Margery hold themselves definitely to the default. And Nicholas cannot purge his default.

Therefore it is considered that Ralf, Joan and Margery shall recover their seisin by default and Nicholas is in mercy.

(m. 1d) Sumers : Cecily who was the wife of Richard Lovel was summoned to answer Richard Fromond [on a plea that she permit] him to have common of pasture in Wynkanton of which Robert Fromond the father of [Richard Fromond whose] heir he is, was seised as of fee as belonging to his free tenement [in La Fenne on the day he died etc.].

And Richard says that whereas Robert his father died seised of . . . . . acres of wood where he was used to have common rights for the whole year with all kinds of beasts . . . . . in seisin of the said waste land does not permit him to have common rights in the said pasture . . . . . And Cecily on another occasion came and said that she claimed nothing in any tenement which . . . . . of the inheritance of Hugh Lovel the brother and heir of Richard formerly [her] husband . . . . . on the occasion when he married her ; and she said that she could not without the said [Hugh] . . . . . [so] that the Sheriff was ordered to summon Hugh to answer whether . . . . . And because it is found that Hugh on another occasion came by summons . . . . . the said Cecily, and together with Cecily and asked for a view and now . . . . .

Therefore it is considered that [Cecily] shall answer alone.

And Cecily denies that Robert the father of Richard [Fro-

mund] . . . . . 100 acres on the day he died because she says that Richard [Lovel] at one time [her husband held] the said waste land in his severalty without that . . . . . Robert the father . . . . . common and in that estate he died; and after the death of Richard [Lovel] . . . . . the manor of Wynkanton as dower and she says that she holds . . . . .<sup>1</sup>

(m. 2) Sumers: John de Wittokesmede and Amice de Ponte seek against William Baldwyne of Wyttokesmede a messuage and a fardel of land in Wittokesmede on a writ of entry etc.

And William comes and asks for a view thereon.

Let him have it—a day is given to them on the morrow of S. Hilary (14 Jan. 1269) at Bristol and in the meanwhile etc.

(m. 2) Surr: Sumers: Thomas de Chaunceus, by his attorney, offered himself the fourth day against Hugh Lovel on a plea that he be here on this day to hear the jury on which he put himself, between Thomas, plaintiff, and Hugh, on this that Hugh should pay to him 100*l.* which he owes him and unjustly detains etc.

And he did not come and he has made many defaults after he put himself on the jury.

Therefore it is considered that the jury shall be taken against him by default, but it is postponed to the morrow of S. Hilary (14 Jan. 1269) at Bristol for default of the jury because none came; therefore let the Sheriff have their bodies etc.

(m. 2d) Sumers: Adam Sperver, Adam Pache, John le Ireys and John de Paunbur' are in mercy for many defaults against Henry de Montfort. The same Adam and the others were summoned to answer Henry de Montfort on a plea by what right they exact common in the land of Henry in Nony seeing that Henry has no common rights in the lands of Adam and the others nor do they do him service whereby they should have common rights in his land.

And Adam and the others come and ask for a view thereon.

<sup>1</sup> art of this membrane has been torn off.



Let them have it, a day is given to them on the morrow of S. Andrew the Apostle (1 Dec.) at Gloucester and in the meanwhile etc.

The same Henry [de Montfort] offered himself the fourth day against John Sperver, John le Fiz, Richard de Barwe, John Uppehulle and Agnes his wife, Ascelina Uppehulle and Alice Alylward on a plea by what right etc.

And they did not come, and the Sheriff was ordered to distrain them on all their lands etc. so that of the issues etc. and to have their bodies here on this day. And the Sheriff sent word that they are distrained and that Adam le Ro, William de Bullynton, William Petit, John le Suur of Clafford, William de Fostelesbur', John Pache, Thurstan de Leghton, William Brun and Gregory de Leghton became sureties for them, therefore they are in mercy—and as before, the Sheriff is ordered to distrain them on all their lands, so that of the issues etc. and to have their bodies at Gloucester on the morrow of S. Andrew the Apostle (1 Dec.) and the Sheriff is to be present to hear their judgement.

(m. 2d) William Maudut acknowledges that he owes Roger de Chene 10 *li.* whereof let him pay him at Easter in the 53rd year [of Henry III] 5 marcs, at Michaelmas following 5 marcs, at Easter following 5 marcs, and if he should not he grants that the Sheriff shall raise the sum on his lands and chattels etc., and furthermore he finds these pledges namely Master Philip de Wonewell, Thomas le Neveu, William de Sokerwyk.

**Roll No. 276.**—Pleas of divers counties, on the morrow of S. Andrew (1 December 1268) [Gloucester].

(m. 3d) Sumers: Thomas Fuble offered himself the fourth day against Maurice de Berkeley on a plea concerning a mesuage, 8 acres of land, 2 acres of meadow, 4 acres of wood and the moiety of a mill and a rent of 8 marcs in Eston near Crokerespull<sup>1</sup> which he claims as his right against him etc.

And he did not come and the Sheriff was ordered to summon him to be [here] on this day.

<sup>1</sup> Crockernepill in Easton-in-Gordano.

And the Sheriff did nothing therein but sent word that the writ arrived late and he could not execute it.

Therefore as before the Sheriff is ordered to summon him to be at Bristol on the morrow of S. Hilary (14 Jan. 1269), and concerning which the Sheriff sent word etc.

(m. 3d) Soms: John Sperver, John le Fiz, [Richard] de Barwe, John Uppehulle and Agnes his wife, Ascelina Uppehulle and Alice Aylward were summoned to answer Henry de Montfort of Nony on a plea by what right they exact common rights in the land of Henry of Nunny seeing that Henry has no common rights in the lands of John, John, Richard, John, Agnes, Ascelina and Alice nor do they do him service whereby they should have common rights in the lands of Henry etc. (*Unfinished.*)

(m. 5) Sumers: John le Chaunber[n]un offered himself the fourth day against Maud, Countess of Gloucester, on a plea that she give up to him the wardship of two parts of a messuage and of a carucate of land in Stony Eston which belongs to him because Richard de Grenvill held the messuage and land of her by military service.

And she did not come and the Sheriff was ordered to make her to come etc. to hear the judgement and the record of this suit so that it should be here in the same state in which it was when it was adjourned before the justices assigned for the pleading of common pleas at Gloucester from Michaelmas in one month (17 Oct.) and which remained without a day owing to the absence of the justices, who were then in London at the King's parliament.

And the Sheriff sent word that the writ came so late that he could not execute it.

Therefore as before the Sheriff is ordered to make her to come on the morrow of S. Hilary (14 Jan. 1269) at Bristol, and whereof the Sheriff sent word etc.

(m. 5) Sumers: Joan who was the wife of Roger Lovel offered herself the fourth day against Roger Lovel on a plea concerning one third part of 12 acres of land and of an acre of meadow in the town of Redleg' which she claims as dower against him.

And he did not come and he was summoned etc.

Judgement : that the said part be taken into the King's hand and the day etc., and that he be summoned to be here on the morrow of S. Hilary (14 Jan. 1269) at Bristol.

(m. 5) Sumers : Hugh de Foresta, by his attorney, offered himself the fourth day against William de Montacute on a plea that he pay him 40 marcs, which he owes him and unjustly detains etc.

And William does not come and he has made many defaults, therefore the Sheriff is ordered to distrain him on all his lands etc. so that etc. until etc. and that of the issues etc. and to have his body on the morrow of S. Hilary (14 Jan. 1269) at Bristoll etc.

(m. 5) Sumers : Katherine who was the wife of Henry le Bretton seeks against Geoffrey de Langele one third part of a messuage and of 2 virgates of land in Ewelme as her dower etc. And Geoffrey comes and vouches to warranty therein Guy le Bretton. Let him have him on the morrow of S. Hilary (14 Jan. 1269) at Bristol by aid of the court and he was summoned in the county of Norfolk and because the Sheriff of Norfolk did not return his writs therefore he is in mercy and he is amerced at 10*l*.

**Roll No. 1205.**—Assizes held at Frome on Friday next before Mid-Lent in the 53rd year (1 March 1269).

(m. 9) Soms : The assize comes to recognise whether the Prior of Brwton, brother Luke of Brwton, William le Hayward and Walter de Muleburn unjustly etc. disseised Nicholas de la Churchende of his free tenement in Sutperton <sup>1</sup> after the first etc. whereof he complains that they disseised him of a messuage and half a virgate of land etc.

And the Prior did not come, but brother Luke and the others come, and brother Luke answers for the Prior and for all the others and he says that Nicholas is a villein of the Prior and holds the tenement of him in villenage ; he says also that the father of Nicholas, Thomas Godsuaen by name,

<sup>1</sup> South Petherton.

held the tenement of the Prior and his predecessors in villenage and was his villein and because certain services due from the tenement to the Prior were in arrear and also for other misdemeanors, the Prior took the tenement, as villenage, into his own hand, and he says that Nicholas had nothing therein of free tenement, by which he could be disseised thereof, and that this is so he puts himself on the assize.

And Nicholas says that he and all his ancestors were free men and that they always held the tenement freely of the Prior and that the Prior and the others unjustly etc. and he likewise puts himself on the assize.

The jury say that the tenement was and is villenage of the Prior and that Nicholas held another tenement of him in villenage and that he had no free tenement therein nor could he be disseised thereof as of the said tenement.

Therefore it is considered that the Prior and the others may go without a day and that Nicholas shall take nothing by this assize but he is in mercy for his false claim.

And afterwards Nicholas came and made fine for himself and for his pledges in half a marc, by his pledges, John de Walesham and John de Gardino.

(m. 9) Sumers : The Assize comes to recognise whether Robert Lovel son of Roger Lovel and Richard, brother of Robert, Hugh le Sarmener, William le Serjant, William de la Putte, Ranulf his brother, Robert Bishop, Robert le Forester and Henry Pollard unjustly etc. disseised Alexander le Taylur of his free tenement in Redlish, after the first etc. whereof he complains that they disseised him of a messuage and 20 acres of land etc.

And Robert comes and answers for himself and for all the others and he says that they have done him no injury therein nor have they disseised Alexander, because Roger Lovel, the father of Robert, died seised thereof in his demesne as of fee and Robert, as his son and nearest heir, succeeded him in the tenement and if any injury has been done therein it was done by another and not by him.

And Alexander says, whatever Robert may say about the

seisin of Roger his father, that Robert himself who now is tenant was the principal disseisor and that by him chiefly was the disseisin done to Alexander.

Afterwards it was asked on the part of Robert what kind of free tenement and what title Alexander claimed therein.

And Alexander says that one Alvina la Wele recovered the tenement before Richard de Milton and his fellows, justices last on eyre at Iwelcestre, co. Somerset, by warranty of charter, against Roger, and by judgement of the court she had full seisin thereof and of her good seisin she gave it to Alexander by her deed, which Alexander produces and which testifies to this, and he was in good and peaceful seisin thereof until Robert and the others unjustly disseised him thereof, and that this is so he puts himself on the assize.

And Robert as before says that he did no disseisin nor injury therein and that if any disseisin was done to Alexander he was no party to it nor did he procure it, and that this is so he puts himself on the assize.

The jury say that Alvina recovered the messuage and the 20 acres of land by warranty of charter before the said justices and she gave it to Alexander by the aforesaid deed, and that Alexander was in seisin thereof and that Robert and the others unjustly etc. disseised him thereof.

Therefore it is considered that Alexander shall recover his seisin thereof by view of the recognitors and Robert and the others are in mercy.

(m. 9) Sumer : The assize comes to recognise whether Thomas Crek, Robert Fichet, William Peyr and Thomas de Holebroke unjustly etc. disseised William del Pyn of his free tenement in Stochanger<sup>1</sup> after the first etc. whereof William complains that they disseised him of a messuage and 10 acres of land.<sup>2</sup>

(m. 9) A day is given to Robert le Fraunkeleyn and Hugh le Fevere plaintiffs, and to Bartholomew de Emnebr'g and Thomas de Baiocis, on an assize of novel disseisin of common

<sup>1</sup> Probably Stogumber.

<sup>2</sup> This entry is unfinished.

of pasture in Stoke Giffard, at Radeclive by Bristol, from Easter in three weeks (14 April).

(m. 9) The same day is given to Christina Golde, plaintiff, on an assize of mortdancesthor against Robert de Gises and Ralf Golde, concerning a ferling of land in Kyngeston.

(m. 9) The same day is given to Nicholas de Cothele, plaintiff on an assize of mortdancesthor against Joyce de Lan-celes by his essoiners concerning 6 acres of land in Muleburn Port.

(m. 9) The same day is given to Thomas Herniete on an assize of mortdancesthor, plaintiff, and Richard de Emneberg', tenant, concerning a messuage and half a virgate of land in Salford, at the same place as before.

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**Roll No. 275.**—Attorneys taken before Adam de Greyn-vill and his fellows, justices itinerant, at Bristol co. Gloucester in the 53rd year of K. Henry (1269).

(m. 44) Sumers: Hugh Wytenk and Eva his wife put in their place Geoffrey Wytenk and Jordan de Wrinton on a plea of novel disseisin against the Bishop of Bath and others in the writ because they complain.<sup>1</sup>

Hugh Lovel puts in his place Wymond de Molend' and John Partut against Robert fitz Payn on a plea 'that he permit.'

The same Hugh puts in his place the same against Richard Fromund on the same.

The same Hugh puts in his place the same, against Walter Pygon and William de Godmanston on a plea of warranty of charter.

The same Hugh puts in his place the same, against Thomas de Chanceus on a plea of debt.

Thomas de Combe puts in his place John de Bradeweye against Thomas de Hautevill on a plea 'that he permit.'

(m. 44) Sumers: Maud, who was the wife of William de la Lade, puts in her place Thomas de Lambrok or Richard

<sup>1</sup> This entry is unfinished.

le Sorte against Robert de Pounssot, William de la Lade, Thomas de Reyngny of Estcherleton, Peter de Faucumberge and Mariota his wife, [and Roger] de Solkeston, on a plea of dower.

Hugh Wyteng and Eva his wife, Walter Boveton and Humfrey Huppedon put in their place Geoffrey Wyteng and Jordan de Wrinton against Adam David' and Walter le Wyte on a plea that they restore to them certain chattels.

(m. 44d) Sumers: Denyse who was the wife of Roger de Horton puts in his place Adam de Draycote against William le Ku on a plea of land.

(m. 44d) Sumers: Sibyl the wife of Ancell de Gornay puts in her place Thomas le Waleys and John Doding against Peter de Saint Hilary on a plea of assize of mortdancestor.

(m. 44d) Sumers: Walter, Prior of Bath, puts in his place Geoffrey Chaunpeney's or William Sley against Luke de Stokes on a plea of warranty of charter.

(m. 44d) Sumers: Thomas Trevet offered himself the fourth day against Hugh Trevet on a plea that he pay him 100*l.* which he owes him and unjustly detains etc. and he did [not] come and he was attached by Robert le Muger and William le Schenche; therefore they are in mercy; and he did not come and he made many defaults. Therefore the Sheriff is ordered to distrain him on all his lands etc. so that etc. until etc. and that of the issues etc. and to have his body here on the morrow of Trinity (20 May).

(m. 44d) Sumers: Maud de la Lade puts in her place Thomas de Langbrok and Richard Schort of La Lade against William de la Lade, Peter de Faukeberge and Mariota his wife, Thomas de Reyny and Agnes his wife and Roger de Selkeston on a plea of dower wherein she has nothing.

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**Roll No. 276.**—Foreign pleas before Richard de Midelton and his associates at Bristol co. Gloucester from Easter in fifteen days in the 53rd year (7 April 1269).<sup>1</sup>

<sup>1</sup> This date is given on m. 6d.

(m. 6) Sumers : Maurice de Berkel offered himself the fourth day against Thomas de Fubleye on a plea concerning a messuage and 8 acres of land, 2 acres of meadow, 4 acres of wood, a moiety of a mill and of a rent of 8 marcs, in Eston near Crockerespulle, which Thomas seeks against him.

And Thomas did not come, and he was the plaintiff. Therefore it is considered that Maurice may go without a day and Thomas and his pledges for the prosecution are in mercy—the names of the pledges are to be ascertained.

(m. 6) Sumers : Ralf de Munsorel offered himself the fourth day against John de Beauchamp (*Bello Campo*) on a plea wherefore he holds a fair in Schipton which Roger<sup>1</sup> de Beauchamp, father of John whose heir he is, set up to the harm of his free fair which Ralf has in Wittlakinton.

And he did not come and he has made many defaults.

Therefore the Sheriff is ordered to distrain him on all his lands etc. so that etc. until etc. and that of the issues etc. and to have his body on the octave of Trinity (26 May) at Gloucester.

(m. 6) Sumers : A day is given to Philip de Wike, plaintiff, and the Dean and Chapter of Wells, on a plea of covenant, on the octave of Trinity (26 May) at Gloucester.

(m. 6) Soms : John Leydetere, bailiff of the hundred of Portesheved, offered himself the fourth day against George de Lydiard, Richard le Provost, Walter le Daye, John de Voxton, Philip le Waleys and William Nowerman on a plea, wherefore, whereas John had received the cattle of George for 25 marcs, wherein he (George) was bound to the King to be levied on his behalf by summons of the exchequer, George and the others by force of arms at night captured and led away the beasts so taken at Porteshevede to his great hurt.

And the Sheriff was ordered to attach them to be here on this day, and the Sheriff sent word that he had given the order to the bailiffs of the liberty of the Earl of Gloucester, who did nothing therein.

Therefore, as before, the Sheriff is ordered not to omit on

<sup>1</sup> *Rectius* Robert.



account of the liberty of the said Earl, to attach them to be at Gloucester on the octave of Trinity (26 May).

(m. 6d) Sumers: The Prior of the Order of Penitents in Jesus Christ offered himself the fourth day against Adam le Kyng and Rosamund his wife on a plea of warranty to the Prior of one messuage in the suburb of Bristol. And they did not come and the summons etc.

Judgement—that they be attached to be at Gloucester on the octave of Trinity (26 May).

(m. 6d) Sumers: A day is given to William Dodyng and Robert de Bremelham on a plea of wardship at Gloucester on the octave of Trinity (26 May).

(m. 6d) Sumers: Peter de Innere offered himself the fourth day against William de Bonevill and Maud de Widecumbe on a plea that William restore to him chattels to the value of 8 marcs and on a plea that Maud pay 40s. which she owes him and unjustly detains, as he says.

And they did not come and their pledges made default, so that the Sheriff was ordered to distrain them, to be [here] on this day, on all their lands . . . of the issues etc. and to have their bodies at Gloucester on the octave of Trinity (26 May).

(m. 6d) Sumers: Adam David and Walter le Wite offered themselves the fourth day against Hugh Wyteng of Cranmere on a plea that he restore to them chattels to the value of 40s. which he unjustly detains from them, as they say.

And he did not come and the summons etc.

Judgement—that he be attached to be at Gloucester on the octave of Trinity (26 May).

(m. 6d) Sumers: The Dean and Chapter of Wells give half a marc for licence to agree with Richard de Wanfeud on a plea of warranty of charter and they have a chirograph.

(m. 6d) Soms: The jury between Robert de Stanton, plaintiff, and William Beaumont, tenant, on a plea of land, is postponed for default of the recognitors because none came; therefore let the Sheriff have their bodies at Gloucester on the octave of Trinity (26 May).

(m. 6d) Sumers: Adam de la Lopeyate acknowledges that he owes Adam de Greyville 50 marcs, whereof he is to pay 20 marcs within the fortnight following S. John the Baptist day in the 53rd year of Henry and 20 marcs on S. Giles' day next following and the remaining 10 marcs on the day of S. Calixtus next following; and if he should not do so he grants that the Sheriff shall raise [the sum] on his lands etc. and in addition he finds these sureties, namely Ma[r]tin de Horton, William de Forde, Adam le Serjant of Horton, William Burel, Philip de Hawe, Henry son of Osbert of Kaml', Walter Cowy, Henry le Oriffere, Walter de Parisfeld, Robert atte Mere, each one liable for the whole (*quemlibet inde solidum*) who engage to pay if Adam should not pay; and if they should not they grant that the Sheriff shall raise the sum on their lands etc.

(m. 7) Sumers: Walter le Barbur offered himself the fourth day against Henry de Merlaunde on a plea that he acquit him of the service which Henry de Monfort and Cecily de Suthbrik' exact from him on his free tenement which he holds of Henry de Merlaund, in Orchardeleg, whereof the same Henry, who is the mesne lord between them, ought to acquit him, as he says.

And he did not come etc. and he has made many defaults; therefore the Sheriff is ordered to distrain him on all his lands etc. so that etc. and to have his body at Gloucester on the octave of Trinity (26 May).

(m. 7) Sumers: Hugh de Foresta offered himself the fourth day against William de Montacute on a plea that William pay to him 40 marcs which he owes him and unjustly detains etc. and he did not come etc. and he has made many defaults.

Therefore the Sheriff is ordered to distrain him on all his lands etc. so that etc. and to have his body at Gloucester on the octave of Trinity (26 May).

(m. 7) Sumers: A day is given to John de Wytokesmede and Amice de Ponte, plaintiffs, and William son of Baldewyn.

(m. 7) Sumers: William le Ku seeks against Gilbert le Clerc and Emma his wife two parts of a ferling of land in Draycote which he claims as his right against them etc.

And Gilbert and Emma come and ask for a view of the land, let them have it.

A day is given to them at Gloucester on the octave of Trinity (26 May) and in the meanwhile etc.

(m. 7) Sumers: Thomas Trivet offered himself the fourth day against Hugh Truwet on a plea that he pay to him 100*l.* which he owes him and unjustly detains etc.

And he did not come etc. and he was summoned etc.

Judgement—that he be attached to be at Gloucester on the morrow of the Ascension (3 May).

(m. 7) Sumers: The Master of the Hospital of S. John, at Bristol, gives one marc for licence to agree with William de Beaumont (*Bello Monte*) and Margery his wife on a plea of warranty of charter on the pledge of William and they have a chirograph.<sup>1</sup>

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**Roll No. 276.**—Pleas of foreign counties from Easter in three weeks (14 April 1269).

(m. 7) Sumers: Luke de Stokes was summoned to answer the Prior of Bath on a plea that he (Luke) warrant him a virgate of land in Clanesfeld and Dimmore<sup>2</sup> which he (the Prior) holds of him and claims to hold and whereof he has his charter etc. and whereof the Prior complains that whereas he holds the land of Luke and Luke has pledged himself and his heirs to warrant the said land to the Prior and his successors by a fine made in the Kings court,<sup>3</sup> one Nicholas de Pre brought an assize of novel disseisin against himself and Luke concerning that land before Adam de Grenvill, the Justice appointed [to hear it]. Therefore he brought this writ of warranty of charter against him.

And Luke comes and denies the force and injury etc. and he fully recognises that he ought to warrant him the said land and he is ready to warrant him if he should be impleaded by anyone.

<sup>1</sup> *Somerset Fines*, vol. i., p. 226.

<sup>2</sup> Clanville and Dimmer in Castle Cary.

<sup>3</sup> *Somerset Fines*, vol. i., p. 219.

Therefore he is told to warrant him before Adam de Grenvill.

(m. 7) Sumers: Thomas de Hamelden gives half a marc for licence to agree with William de Gowyz on a plea of warranty of charter on the pledge of Nicholas de Apperleg and they have a chirograph.

**Roll No. 276.**—Pleas of foreign counties at Bristol before R. de Middleton and his associates, justices etc. as above.

(m. 8) Sumers: Adam de Ponte offered himself against Richard de Trestewode and Maud his wife on a plea concerning a messuage and a virgate of land in Legh. And they did not come etc. and they were summoned etc.

Judgement—that the land be taken into the King's hand etc. and the day etc. and that they be summoned to be at Gloucester on the octave of Trinity (26 May).

(m. 8) Sumers: Hugh Whyting offered himself the fourth day against Walter le Whyte, Richard de la Dene, Hugh le Ro, Alan in la Cumbe, Richard in la Cumbe, Robert de Forde, Adam de la Forde, Adam David, Peter de Harewod, Roger Riauk, Henry le Burimam and William de Bovereton on a plea wherefore, whereas Hugh (Whyting), seized certain beasts for his damages in Cranemers Whyting<sup>1</sup> and impounded them, in accordance with the law and the custom of the King's realm, until Hugh should have received satisfaction of the aforesaid damages, the same Walter, Richard, Hugh, Alan, Richard, Robert, Adam, Peter, Roger, Henry and William broke Hugh's park and took and drove away the said beasts from that park without the licence and against the will of Hugh and beat, wounded and maltreated Hugh, to the grievous hurt of Hugh and against the peace etc.

And they did not come etc. and the Sheriff was ordered to attach them by sure pledges, and the Sheriff sent word that he had given the order to the bailiff of the liberty of the Bishop of Wells who did nothing therein.

Therefore the Sheriff is ordered not to omit on account

<sup>1</sup> Cranmore.

of the said liberty, to attach them to be at Gloucester on the octave of Trinity (26 May) and whereof etc.

(m. 8) Sumers: A day is given to Maud de Turbervill by her attorney, plaintiff, and to Roger de Reyngny to hear judgement on their assize of novel disseisin, at Gloucester on the octave of Trinity (26 May) because judgement has not yet been given etc.

(m. 8) Sumers: John le Chaumberleng, by his attorney, offered himself the fourth day against Maud, Countess of Gloucester on a plea that she give up to him the wardship of two parts of a messuage and of a carucate of land in Stonyest[on] which belongs to him, because Richard de Grenvill held that messuage and that land of him by military service.

And she did not come etc. and she has made many defaults.

Therefore the Sheriff is ordered to distrain her on all her lands etc. so that etc. and to have her body at Gloucester on the octave of Trinity (26 May).

(m. 8d) Sumers: A day is given to Nicholas de Lambrock, plaintiff and to Ralf de Dabeney on a plea of land, at Gloucester on the octave of Trinity (26 May).

(m. 8d) Sumers: A day is given to Joan who was the wife of Roger Lovel plaintiff and to the Prior of Brueton and to Robert Lovel on a plea of dower at Gloucester on the octave of Trinity (26 May).

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**Roll No. 275**—Essoins at Bristol as above.

(m. 43) Sumers: Thomas de Hauteville [is essoined] against Thomas de Combe on a plea 'that he permit,' by John Savage.

(m. 43) Sumers: Peter de Faucunberg [is essoined] against Maud who was the wife of William de la Lade on a plea concerning land, by William Brun.

Mariota wife of the same [is essoined] against the same on the same, by Gilbert Gofaire.

(m. 43) Sumers: Philip de Cantilo [is essoined] against Joan de Insula on a plea of wardship and on a plea,<sup>1</sup> by Richard son of Richard.

<sup>1</sup> A space is here left blank in the roll.

(m. 43) Sumers: Denyse who was the wife of Roger de Horton [is essoined] against William le Ceu on a plea concerning land, by John son of John.

(m. 43) Soms: Richard de Bamfeld [is essoined] against Edward the Dean and the Chapter of Wells on a plea of warranty of charter by John Cut.

**Roll No. 1204.**—Assize held at Radeclive before Adam de Greynvill from Easter in three weeks in the 53rd year (14 April 1269).

(m. 2) Sumer: The assize comes to recognise whether John de Wroxeshale unjustly etc. disseised William de Vrockeshale of his free tenement in Wemedon after the first etc. whereof he complains that he disseised him of 12 acres of land and 2 acres of meadow etc.

And John comes and answers and he says that he has done him no injury or disseisin therein because he says one Henry, a clerk, the father of John, of his good seisin enfeofed the same John by a charter which he produces and which testifies to this, whence he says that if any injury has been done to him therein it is by some one else and not by him and that this is so he puts himself on the assize.

And William says that, whatever John may say about the feoffment of the tenement, this ought not to harm him, for he says that John unjustly etc. disseised him, when he was in good and peaceful seisin thereof, as the writ says, and that this is so he puts himself on the assize.

The jury say that the aforesaid Henry, father of William and John, died seised in his demesne as of fee of the tenement and that after the death of Henry, William his son and heir entered the tenement and was seised of it by Robert de Coker, the chief lord of the fee, who took the homage of William for it, and he was in peaceful seisin for fifteen days and more as son and nearest heir, until John disseised him thereof as the writ says.

Therefore it is considered that William shall recover his seisin by view of the recognitors and John is in mercy.

Afterwards he made fine in half a marc by surety of John Baril.

Damages 1 marc [paid] to the clerks.

**Roll No. 1205.**—Essoins and assizes taken at la Radeclive, Bristol [before Adam de Greynvill] from Easter in three weeks in the 53rd year (14 April 1269).

(m. 3) Sumers: Sibyl the wife of Aunsell de Gornay [is essoined] against Peter de Saint Leyre<sup>1</sup> on a plea of land, by a writ of mortdancestor, by Nicholas de Appelleg' in the first place—she has a husband—and Aunsell de Gurnay puts in his place Walter Plotfot and Gilbert de Lentenay against the same Peter on the same plea. [A day given] on the octave of Trinity at Gloucester (26 May). *Affd.*

(m. 3) Sumers: Roger de Blokesworthy [is essoined] against Walter Bokland on a plea of mortdancestor by William de Hyle in the first place. [A day given] on the octave of Trinity at Gloucester (26 May). *Affd.* And be it known that the original writ remains with me, A. de Greynvill.

And none of the recognitors came, therefore let the Sheriff have their bodies etc.

(m. 3) Sumers: Robert Gyse [is essoined] against Christina Golde by Robert de Molendino on a plea of mortdancestor. [A day given] on the morrow of Whitsunday (13 May) at Wells. *Affd.* And the writ remains in the possession of the Sheriff.

(m. 3) Sumer: The assize comes to recognise whether Adam Herniete, father of Thomas de Herniete, was seised in his demesne as of fee of the moiety of a messuage and of a virgate of land etc. in Salford, which messuage and land Richard de Emmeberg' holds, and whether Thomas is his next heir and whether he died after etc.

And Richard comes and answers and vouches to warranty therein Bartholomew de Emnebereg'; let him have him at Gloucester on the octave of Trinity (26 May).

(m. 3) Sumer: Robert de Berton and John son of Robert

<sup>1</sup> He is called elsewhere de Sancto Hillario. See p. 86.

de Bradeleg', who brought a jury of twenty four on Walter Withend against the twelve jurors of the novel disseisin taken before H. de Wolavington at Bruges Walteri, withdrew themselves from their writ, therefore they were delivered to prison by the judgement and consideration of the court ; and afterwards they made fine for themselves and for their pledges by pledge of William de Corf, Gilbert Michel, Philip the Leech (*Medicus*), William Melles, Nicholas de Stawell, Colli (?) de Stawell, Ralf Denebaud, John de Boys, Robert Cole, John de Sow, Ranulf Wayfer and Adam Mariot.

And afterwards Walter Wythend came and acknowledged that the tenement was the right of Robert and John and he gave it back to them quit, and to their heirs for ever.

(m. 11) Somers : The assize comes to recognise whether John de Daneys,<sup>1</sup> the Prior of S. Swithun, Winchester, Geoffrey le Norreys, monk, William de Patteneye and William le Porter, unjustly etc. disseised John le Daneys of his free tenement in Schyplode after the first etc., whereof John complains that they disseised him of a messuage and twenty acres of land etc.

And the Prior comes and answers for himself and for all the others and he says that he did him no injury or disseisin therein, for the said John never had any free tenement therein, whereby he could be disseised thereof, for, he says, the tenement is the Prior's free tenement and that John never had free tenement there, and that this is so he puts himself on the assize.

The jury say that the Prior and the others disseised John of the said tenement which he put to their view, as the writ states and that the Prior never had anything in the tenement nor could he have anything except by disseisin.

Therefore it is considered that John shall recover his seisin by view of the recognitors and the Prior and the others are in mercy.

Damages none because the land has been improved.

(m. 11) Nicholas de Cottele, who brought an assize of mortdancestor against Joyce de Launceles, concerning 6 acres

<sup>1</sup> The name of John de Daneys seems to have been inserted here by mistake.



of land in Gothulle etc. offered himself against the aforesaid Joyce who did not come, and on another occasion he was essoined, namely at Briwton<sup>1</sup>; and because Joyce did not come but one Walter le Blund came and said that Joyce was not the tenant of that land, a day is given as well to Walter as to Nicholas on the octave of Trinity (26 May) at Gloucester; and in the meanwhile let Joyce be summoned.

(m. 11) Sumers: Nicholas de Wendene and Alice his wife who brought an assize of mortdancestor against John de Chynnoc concerning a tenement in Hardinton does not proceed, therefore he and his pledges are in mercy, namely William de Ivelcestre and Thomas de Donton.

(m. 11) A day is given to William de Raleg and Isabel his wife on a plea of novel disseisin at Wells on the morrow of Whitsunday (13 May) against Thomas de Monsorel and Ralf of the same; and the writ is with the Sheriff.

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**Roll No. 275.**—Essoins '*de malo veniendi*' taken at Gloucester on the morrow of the Ascension in the 53rd year (3 May 1269).

(m. 23) Somers: William de Berewyke, attorney of John de Berewyke, [is essoined] against Alexandra who was the wife of Jordan la Warre<sup>2</sup> on a plea of dower, by John son of John.

[A day given] on the octave of Trinity (26 May) at Gloucester. *Affd.*

Walter Brekebac, attorney of Joan the wife of William de Ouiville,<sup>3</sup> whom the aforesaid John (de Berewike) vouched to warranty [is essoined] against the same, on the same, by John son of William. *Affd.*

<sup>1</sup> At Frome? See p. 70.

<sup>2</sup> This name is written above the names William Ouiville and Joan his wife, which occur in the next entry. As the name of Alexandra wife of Jordan la Ware occurs in the preceding entry, which relates to Oxfordshire, it is probable that the amendment has not been correctly made.

<sup>3</sup> William de Ouile and Joan his wife occur in a fine of 52 Henry III. *Somerset Fines*, vol. i., p. 224.

The same day is given to William Doyville, husband of the aforesaid Joan by his attorney '*in banco*.'

And be it known that William challenged the essoin because it is to be held in that county.

(m. 23) Soms : Alexander de Aunehol, whom Thomas de Ameldon vouched to warranty, [is essoined] against Robert son of Adam on a plea of mortdancestor by Thomas son of Richard.

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**Roll No. 1205.**—Pleas of assize held before A. de Greynvill at Wells on Monday, the morrow of Whit-Sunday in the 53rd year (13 May 1269).

(m. 2) The assize comes to recognise whether Thomas de Welesleg, Robert de Welesleg, Geoffrey de Wodeford, Nicholas de la Hulle, Walter de Bosco, Nicholas Brestetun of Cokesleye, Adam de Kockesleye, Ranulf de Kockesleg, William de Langfarleye, Thomas de Lyndesye and Thomas Thurbern, unjustly etc. demolished a dike<sup>1</sup> in Langfarleg, to the nuisance of the free tenement of the Prior of the Hospital of S. John at Wells, in the same town, after the first etc. whereof he complains that where he has 15½ acres of land and 15 acres of meadow in a certain close in his several tenure, Thomas and the others demolished the said bank and pastured their cattle on the grass growing there.

And Thomas and the others come and ask judgement on that writ because the Prior is not named in the writ.

Afterwards the Prior asks for licence to withdraw from his writ and he has it.

(m. 2) William son of Robert Attenye, who brought an assize of mortdancestor against the Dean and Chapter of Wells concerning a tenement in Wynescumbe Attenye<sup>2</sup> does not proceed, therefore he and his pledges for the prosecution are in mercy, namely Robert de Tanton and Thomas Beamund.

(m. 2) The assize comes to recognise whether William de Sparheye and Walter his brother unjustly etc. disseised John

<sup>1</sup> *Fossatum*.

<sup>2</sup> Nye in Winscombe.

de Kukesley of his free tenement in Westburne Asperhenen<sup>1</sup> after the first etc. whereof he complains that they disseised him of  $2\frac{1}{2}$  ferlings of land.

And William and Walter come and they say that one William de Sparheye at one time was in seisin of the tenement and of his good seisin he enfeoffed thereof the aforesaid William and Walter, his sons, and that from that time John never had any seisin of it, and upon this they put themselves on the assize.

And William de Uppecote, William de Wellescumbe, and William de la Worthe, recognitors, did not come, therefore they are in mercy.

The jury say that William de Sparheye, father of William and Walter, enfeoffed them of the tenement so that the same were always in seisin and that John never had any seisin therein.

Therefore it is considered that John shall take nothing by this assize and that William and Walter may go without a day ; and John is in mercy for his false claim.

(m. 3d) The assize comes to recognise whether Hilary Golde, father of Christina, was seised in his demesne as of fee, of a ferling of land in Kyngeston on the day he died etc., and whether etc. which land Robert de Gyses and Ralf Golde hold.

And Robert and Ralf did not come and on another occasion they were summoned to be at Frome on Friday before Mid Lent (1 March) and they were essoined there at that time and a day was given to them at La Radechywe (*sic*) from Easter in three weeks (14 April), and they were essoined there at that time ; and they received a day '*in banco*,' namely to be at Welles on the morrow of Whitsunday, and they do not come ; but one Nicholas de Apperle comes and answers for them and he says that they ought not to answer this writ because he says that Christina and all her ancestors were villeins of one William de Gyses, father of Robert and Ralf whose heirs

<sup>1</sup> This place has not been identified. Spurway and Upcott are in Oakford, co. Devon.

they are, and that she held the land of William in villenage at his good will, and that this is so he puts himself on the assize.

And Christina says that whatever he may say about villenage, whether of her body or of the land, she is ready to verify all the articles contained in her writ, and on this she puts herself on the assize.

The jury say that Hilary, the father of Christina, died seised in his demesne as of fee of the aforesaid tenements and that Christina is his nearest heir and that he died after the term.

Therefore it is considered that Christina shall recover her seisin by view of the recognitors, and Robert and Ralf are in mercy.

And because Hilary, the father of Christina—<sup>1</sup>

**Roll No. 1205.**—Assize held at Wells on the eve of Trinity in the 53rd year (18 May 1269).

(m. 3d) The assize comes to recognise whether Ralf de Mountsorel and Thomas his son unjustly and without a judgement disseised William de Raleg' and Isabel his wife of their free tenement in Preston after the first etc. whereof they complain that they disseised them of a messuage and half a virgate of land etc.

And Thomas comes and answers for himself and for Ralf and he says that William and Isabel at one time held the tenement in dower of the land which was of James de Mountsorel, father of Ralf, her husband, whose heir he (Ralf) is, and he (Ralf?) gave and demised that tenement of his good seisin and of his free will to one John fitz Urse her son,<sup>2</sup> and John demised it to Ralf de Mountsorel and Ralf enfeoffed thereof his youngest son Robert who died seised of it, and because it was his purchase that tenement went back (*resortiebatur*)

<sup>1</sup> This entry is unfinished.

<sup>2</sup> See *Somerset Fines*, vol. i., p. 125. Ralf fitz Urse married Isabel the mother of Ralf Mountsorel, the widow of James. *Somerset Arch. Proceedings*, vol. lxxviii., p. 98.

to this (*isti*) Thomas as his next heir, and that he did him no injury therein he puts himself on the assize.<sup>1</sup>

The jury say that William de Ralegh and Isabel his wife were seised . . . of the tenement as dower of Isabel.<sup>2</sup>

(m. 8) Sumer : The assize comes to recognise whether Boniface parson of the church of Bugecheleg<sup>3</sup> Peduanus de Mutyna, John his brother, Geoffrey Calewarre, Thomas Berde and John le Careter, unjustly and without a judgement disseised William le Goyz of Budecheleg<sup>3</sup> of his free tenement in the same town after the first etc., whereof William complains that they disseised him of his common of pasture in 3 acres in which he was used to have common rights with all kinds of beasts in the open season, namely in every second year, and in half an acre of land in the same way, which Boniface and the others enclosed and built upon and by the enclosure unjustly appropriated to themselves etc.

And Boniface did not come, but the aforesaid Peduanus, his bailiff, comes and answers for him and for all the others, and he does not deny that William at one time was used to have common rights in the  $3\frac{1}{2}$  acres with all kinds of beasts as he says, but he says that with the consent and by the wish of him and of all the neighbours he caused the land to be enclosed and built upon it, whence he says that he did not unjustly etc. disseise him thereof, and that this is so he puts himself on the assize.

The jury say that Peduanus and all the others, except Boniface, disseised William of the aforesaid pasture as the writ says.

Therefore it is considered that William shall recover his seisin by view of the recognitors, and Peduanus and the others, except Boniface, are in mercy.

Damages 4s.

**Roll No. 1205.**—Pleas before Adam de Greynvill at Gloucester, on the octave of Trinity in the 53rd year (26 May 1269).

<sup>1</sup> For a somewhat similar case cf. *Somerset Pleas*, p. 186, note 3.

<sup>2</sup> The remainder of the enrolment is illegible.

<sup>3</sup> Butleigh.

(m. 2d) Peter de Saint Leyre, plaintiff, by Thomas le Fraunceys, his attorney, offered himself against Anselm de Gurnay and Sibyl his wife on a plea of mortdancestor, and Gilbert de Lenteney and Walter Plotfot, the attorneys of Anselm, asked for an essoin against him by Adam le Waleys and Thomas de Eston; and Thomas le Waleys and John Doding, the attorneys of Sibyl were present; and the same day was there given to them, as well to the essoiners of Anselm as to the attorneys of Sibyl, at Northampton from S. John the Baptist in three weeks (15 July). *Affd.*

(m. 2d) The assize comes to recognise whether Adam de la Wodelaunde, father of Walter de Boclande, was seised in his demesne as of fee of a virgate of land, 5 acres of meadow and 15 acres of wood in La Wodelaunde<sup>1</sup> on the day he died and whether he died etc. and whether the aforesaid Walter is his nearest heir, which land, meadow and wood Roger de Blokesworthy holds.

And Roger comes and vouches to warrant him therein John, Abbot of Muchelnaye, by aid of the court. Let him have him at Northampton from S. John the Baptist in three weeks (15 July) before the same Adam [de Greynvill].

And Roger puts in his place William Dyle against the same.

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**Roll No. 275.**—Essoins '*de malo veniendi*' at Gloucester on the octave of Trinity (26 May 1269).

(m. 42) Sumers: Gilbert de Lancet,<sup>2</sup> attorney of Anselm de Gurnay [is essoined] against Peter de Sancto Hillario on a plea of mortdancestor by Adam le Waleis.

Walter Platfot the other attorney [is essoined] against the same on the same plea, by Thomas de Eston.

(m. 42) Sumers: John de Wedmore, attorney of the Dean and Chapter of Wells, [is essoined] against Philip de Wyke on a plea of covenant, by Robert Scot.

<sup>1</sup> Probably Woodland in Isk Abbots.

<sup>2</sup> He is elsewhere called Lentenay.

Robert le Waleys, the other attorney, [is essoined] against the same on the same plea, by John Scot.

(m. 42) Sumers : George de Lydiard [is essoined] against Walter le Ercedeiakene<sup>1</sup> on a plea of assize of mortdancestor, by John le Cruk.

Henry le Mazcon [is essoined] against the same on the same, by Robert Sprot.

Thomas de Tyntehull [is essoined] against the same on the same, by William Fag.

(m. 42) Sumers : Robert de Burlonde [is essoined] against William Dodyng on a plea of wardship, by Thomas de Wrinton.

(m. 42) Sumers : John de Langelonde, attorney of Richard de Emneberg', whom Bartholomew de Emneberg' vouched to warranty, [is essoined] against Thomas de Ernyate on a plea of assize of mortdancestor, by John Spare. *Affd.* [A day given] from S. John the Baptist in fifteen days (8 July) at Northampton.

(m. 42d) Sumers : Richard de Eldesham, attorney of Walter de Donheved whom Henry de Cokyntur (*sic*) vouched to warranty, [is essoined] against Michael de Weleslegh on a plea of assize of mortdancestor, by Robert Fol.

William de Dorset [is essoined] against the same on the same, by Richard Gille.

(m. 42d) Soms : Simon Lovel, attorney of Roger de Sumery, [is essoined] against Alexander Luterel on a plea of Land, by Thomas Scot.

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**Roll No. 275.**—Greynville—Juries and Assizes at Gloucester on the octave of Trinity (26 May 1269).

(m. 30d) Soms : William le Keu of Lyminton seeks against Gilbert le Clerc and Emma his wife two parts of a ferling of land in Dreycote and against Denyse who was the wife of Roger de Horton, one third part of a ferling of land in the same as his right, on a writ of right.

And Gilbert and the others come and they make an agreement ; and Gilbert gives half a marc for licence to agree and

<sup>1</sup> Archdeacon.

the agreement is in this manner, that William remits and quitclaims for himself and his heirs to Gilbert and the others all the right and claim which he can have [therein] for ever. And for this etc. Gilbert and Emma will give to William 5 marcs of which they will pay him one marc on the feast of S. Peter's Chains in the 53rd year and on Michaelmas day following 2 marcs and on Christmas day 2 marcs and if they should not do so etc.

(m. 30d) Soms: The assize of mortdancesthor between Henry de Wayvill plaintiff, and William Windealts<sup>1</sup> tenant concerning a messuage and 6 virgates of land in Bikenabre<sup>2</sup> is postponed to Michaelmas in fifteen days (13 Oct.) at Oxford before A. de Greinville or T. Trivet as before etc. [and] none of the recognitors came [therefore] let the Sheriff have their bodies [etc.] and Henry puts in his place William de Godeford.

(m. 30d) Sumers: Walter Bluet was summoned to answer Gilbert of Salisbury, sub-dean of York, on a plea that he perform the covenant made between them concerning a messuage and a carucate of land in Henton Bluet.

And Walter comes and they come to an agreement and the agreement is in this manner, that Gilbert remits and quitclaims to Walter the aforesaid covenant and for this etc. Walter gives him 9l. of which he is to pay on S. John the Baptist's day in the 53rd year 4l. and the remainder on Michaelmas day following and in case he should not do so he grants that the Sheriff shall raise the sum on his lands etc.

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**Roll No. 276.**—Pleas of foreign counties held at Gloucester on the octave of Trinity in the 53rd year (26 May 1269).

(m. 10) Soms: John de Beauchamp (*de Bello Campo*) was summoned to answer Ralf de Montesorell on a plea wherefore he holds a fair in Septon which Robert de Beauchamp, father of John, whose heir he is, set up, to the harm of the free fair which Ralf has in Wythlakynton etc. whereof Ralf

<sup>1</sup> Windsor.

<sup>2</sup> Bicknoller.



complains that whereas he has a fair at Wythlakinton every year on the eve and on the day of S. Petroc, Robert the father of John set up a fair at Schepton on the same days on which Ralf's fair is used to be held, so that the merchants who used to come with their merchandise to his fair at Wytlakinton now come to John's fair at Schepton and refrain from coming to his fair at Wythlakinton, whence he says that by reason of this, that John holds the fair at Schipton, he is harmed and suffers loss to the value etc of 40 marcs and on that he produces suit.

And John comes and denies the force and injury etc. and he says that Robert his father set up the fair at Septon, by a grant of the King who granted the fair to him by his charter which he produces and which testifies to this<sup>1</sup>; and he says that Ralf has no fair at Witlakinton to which his fair at Scypton can do harm; for he says there is at Witlakinton a chapel of S. Petroc where the countrymen are used every year to come with offerings on the feast day of the chapel but that there was no other fair there, except the assembly of countrymen coming there at the feast to make their pilgrimage there; and he asks for an enquiry.

And Ralf says that all his ancestors from the conquest of England and before were used to have a fair at Witlakinton on the eve and on the day of S. Petroc until Robert the father of John set up his fair at Schipton to the harm of his fair at Witlakinton and that this is so he asks for an enquiry.

And John asks for judgement whether, seeing that he has his fair by charter of the King, he is bound to answer to him concerning harm done to any fair for which he neither shows warrant nor can prove that he has that fair by the grant of any King of England.

And Ralf, being asked, if he has any warrant for his fair in Witlakinton or if he can show proof that he has that fair by grant of any King, says that he has no warrant except the length of his seisin.

And because John produces a charter of the King by

<sup>1</sup> *Calendar of Charter Rolls*, vol. ii., p. 26, A.D. 1260.

warrant of which he holds his fair of Schipton and because Ralf cannot prove that he has any fair at Wtlakinton by the grant of any King nor is able to produce any warrant by which he should be able to suppress the fair of John, for which he has a sufficient warrant, it is considered that John shall go without a day and Ralf is in mercy.

(m. 10) Sumers: The jury between Robert de Stanton, plaintiff, and William de Beaumont (*Bellomonte*) tenant, on a plea concerning land is postponed for default of the recognitors, because none came, from Michaelmas in fifteen days (13 Oct.) at Northampton unless Adam de [Grenvill and] Thomas Trivet should before that come to these parts etc.

(m. 10) Soms: Nicholas de Launbroc claims against William de Albinaco two parts of 18 acres of land and of 1½ acres of meadow in Barinton as his right, by a writ of escheat.

And Ralf (*sic*) comes and asks for a view thereon, let him have it—a day is given at Northampton from S. John the Baptist in fifteen days (8 July).

(m. 10d): The Prior of the Order of Penitents in Jesus Christ, by his attorney, offered himself the fourth day against Adam le King and Rosamund his wife on a plea that they warrant him a messuage in the suburb of Bristol which he holds of them etc. and whereof [he produces] his charter etc.

And they did not come and they have made many defaults so that the Sheriff was ordered to distrain them on all their lands etc. so that of the issues etc. and to have their bodies here on this day; and the Sheriff did nothing therein; therefore, as before, the Sheriff is ordered to distrain them etc. so that etc. and to have their bodies at Northampton from S. John the Baptist in fifteen days (8 July) and the sheriff is to be there to hear the judgement etc.

(m. 10d) Somers: John de Chaunber[n]un by his attorney offered himself the fourth day against Maud, Countess of Gloucester, on a plea that she give up to him the custody of two parts of a messuage and of a carucate of land in Stonyaston which belongs to him because Richard de Grenvill

held that messuage and land of him by military service etc.

And she did not come and the Sheriff was ordered to distrain her on all her lands etc. so that of the issues etc. and the Sheriff did nothing therein but sent word that he had given the order to the bailiff of the liberty of the Earl of Gloucester who did nothing therein; therefore the Sheriff is ordered not to omit, on account of the said liberty, to distrain her on all her lands etc. so that of the issues etc. and to have her body at Northampton from S. John the Baptist in fifteen days (8 July) and the Sheriff sent word etc.

(m. 10d) Somers: John Leydetere, bailiff of the hundred of Porbiri, offered himself the fourth day against Richard le Provost, Walter le Daye, John de Bexton, Philip le Walleys and Robert le Neyweman on a plea wherefore, whereas John took the beasts of George de Lydeyard for 25 marcs in which he (George) was bound to the King, to be levied on his behalf by summons of the Exchequer, Richard and the others with George by force and arms seised and carried off the beasts so taken, and detained them at Porlande to the great loss of John etc.

And they did not come, and Richard the Provost (*prepositus*) was attached by Robert de Hybernia of Porlande and Richard Miller (*Molend*) of the same; and Walter le Daye by John de Bexton and Robert le Walleys; and John de Bexton, [by] Philip le Walleys; and Robert le Neweman by George de Lydeyard William le Wyte of Eston and John the Provost of the same.

Therefore they are in mercy and the Sheriff is ordered to put them under better sureties, to be at Northampton, from S. John the Baptist in fifteen days (8 July) and let the first [pledges be summoned etc.]

(m. 10d) Soms: Henry de Montfort (*Monteforti*) offered himself against William Gerweys, Adam le Esperver, Adam Pache, John le Esperver, John son of John le Ireys, Richard de Barwe, Maud de Barwe, John Upehull and Agnes his wife, Aselina Uppenhull, Alice Aylward and John de Punbury on a plea by what claim they exact common rights in the lands of

Henry seeing that Henry has no common rights in the lands of William, Adam and the others.

And they did not come and they have made many defaults so that the Sheriff is ordered to distrain them on all their lands etc. so that of the issues etc. and to have their bodies at Northampton from S. John the Baptist in fifteen days (8 July).

(m. 11) Ralf le Waleys and Joan his wife seek against Thomas Croke, a moiety of a carucate of land in Ronyngton as their right, on a writ of kinship.

And Thomas comes and he asks for a view ; let him have it. A day is given to them at Northampton from S. John the Baptist in three weeks (15 July).

(m. 11d) Sumers : Joan who was the wife of Roger Lovel, seeks against Robert Lovel one third part of a carucate of land in Redlis and against Roger Lovel one third part of 12 acres of land and of an acre of meadow in the same town, and against Jocelyn le Teynterer of Briwton one third part of 17 acres of land in the same town, and against Alexander le Taillur one third part of 20 acres in Redlis, and against the Prior of Briwton one third part of a rent of 9s. in Briwton, as her dower.

And Robert and all the others come and Roger Lovel and the Prior and Jocelyn vouch to warranty the said Robert who is present and warrants Roger as well as to the third part claimed against him as to the third part which he warrants to Roger [and] he says that Joan ought not to have dower therein because he says that in truth Joan formerly was the wife of Roger and that once one Edith impleaded Roger in the courts Christian before the Dean of the Court Christian of the chapter of Kary, and sought Roger as her husband and he says that Roger was adjudged to Edith as husband and a divorce was declared between Roger and Joan and he asks judgement whether Joan who was not his lawful wife should have an action to seek dower of the gift of Robert. And that a divorce was declared between them by reason of the prior contract between Roger and Edith he is ready to prove as the court may consider.

Therefore order is given to the Bishop of Bath and Wells, that, having called together before him all who ought to be called, he shall enquire diligently about the truth of this matter and make known the result of his enquiry by his letters etc.

And as regards the others they say that they have not a day for warranting, so a day is given to them at Northampton from S. John the Baptist in fifteen days (8 July).

(m. 11d) Sumers: Hugh Lovel was summoned to answer Richard Fromund on a plea that he permit him to have common rights in Wynkaulton of which the father of Richard, whose heir he is, was seised as of fee as belonging to his free tenement of La Penne,<sup>1</sup> of which he died etc.

And Hugh comes, by his attorney, and asks for a view thereon, let him have it.

A day is given to them at Northampton from S. John the Baptist in fifteen days (8 July).

The jury between Richard Fromund, plaintiff, and Cecily Lovel concerning the same pasturage in Wynkaulton is postponed to Michaelmas in fifteen days (13 Oct.) at Oxford or before Adam de Greynvill or Thomas Trivet if before etc. for default of the jury because none of them came.

Therefore let the Sheriff have their bodies etc.

(m. 11d) Sumers: Richard de Wethull offered himself the fourth day against William House and Maud his wife on a plea of . . . .<sup>2</sup> virgate of land in Lomington.

And William and Maud did not come and the Sheriff [was ordered to summon] them to be here on this day and the Sheriff sent word that the writ came so late [that he could not execute it therefore as] before the Sheriff is ordered to summon them to be at Northampton from S. John the Baptist in fifteen days (8 July).

**Roll No. 276.**—Still of foreign counties (26 May 1269 at Gloucester).<sup>3</sup>

<sup>1</sup> Elsewhere *La Fenne*.

<sup>2</sup> Illegible.

<sup>3</sup> The date is inferred from cases postponed from the 14th of April at Bristol to this date at Gloucester.

(m. 9) Sumers : Joan who was the wife of Walter de Insula offered herself the fourth day against Philip de Cantelupe on a plea that he permit her to have a road across his land in Lillesdon to her chapel in that town, which she ought to have and used to have etc., and on a plea that he give up to Joan the wardship of the land which was of Jordan de Insulla in Crafcunb<sup>1</sup> which belongs to her because William son of Walter, son and heir of Jordan, holds that land in socage and Joan is the nearest [relative] to the said heir.

And Philip did not come and he has made many defaults. Therefore the Sheriff is ordered to distrain him on all his lands etc. so that of the issues etc. and to have his body at Northampton from S. John the Baptist in fifteen days (8 July).

(m. 9) Sumers : A day is given to Maud de Turberville, by her attorney, plaintiff, and to Roger de Regny to hear judgement on a plea of assize of novel disseisin, at Northampton from S. John the Baptist in one month (22 July) because judgement has not yet been given.

(m. 9) Sumers : Peter de Immere offered himself the fourth day against Maud de Wydecumbe on a plea that she pay to him 40s. which she owes him and unjustly detains etc.

And Maud did not come and she has made many defaults and the Sheriff was ordered to distrain her on all her lands etc. so that etc. until etc. so that of the issues etc. and to have her body on this day.

And the Sheriff sent word that Adam Doding and John Derling became sureties for her, therefore they are in mercy, and as before the Sheriff is ordered to distrain her on all her lands etc. so that etc. until etc. so that of the issues etc. and to have her body at Northampton [from St. John the Baptist in fifteen days] (8 July).

(m. 9) Soms : The jury between Walter Pigun, plaintiff, and William de Godemauneston tenant, on a plea concerning land is postponed to S. John the Baptist in fifteen days (8 July) at Northampton for default of the recognitors because none came ; therefore let the Sheriff have their bodies at Northampton.

<sup>1</sup> Chaffcombe ?

The same day is given to Hugh Lovel, whom William vouched to warranty, by his attorney, '*in banco*.'

(m. 9) Sumers: Hugh Lovel was summoned to answer Robert son of Roger [fitz] Payn (*Pagani*) on a plea that he permit Robert to bring back the course of a certain stream in Caselkary to its ancient and due course, which Richard Lovel, the grandfather of Hugh, whose heir he is, diverted unjustly and without a judgement, to the hurt of the free tenement of Roger Paen, father of Robert, whose heir he is, after the first etc.

And Hugh by his attorney comes and asks for a view thereon. Let him have it. A day is given to them from S. John the Baptist in fifteen days (8 July) at Northampton and in the meanwhile etc.

(m. 9d) Sumers: William la Warre offered himself the fourth day against Ralf le Tort on a plea of a messuage and of half a ferling of land, excepting half an acre in Crustesham,<sup>1</sup> which he claims as his right against him.

And Ralf did not come and he was summoned etc.

Judgement: that the messuage and land be taken into the King's hand and the day etc. and that he be summoned to be before the justices at Northampton from S. John the Baptist in fifteen days (8 July) etc.

(m. 9d) Walter le Barbur offered himself the fourth day against Henry de Merlande on a plea that he acquit him of the service which Henry de Montfort, guardian of the land and of the heir of Ralf le Brut and Cecily de Sutbrok, exacts of him for his free tenement which he holds of Henry de Merlande in Orchardeleg'.

And Henry did not come and he has made many defaults, so that the Sheriff was ordered to distrain him on all his lands etc. so that etc. until etc. so that of the issues etc. and to have his body on this day.

And the Sheriff sends word that Adam de Mey and John le Tukare became sureties for him; therefore they are in mercy and therefore, as before, the Sheriff is ordered to dis-

<sup>1</sup> Kersham in Cutcombe.

train him on all his lands etc. so that etc. until etc. so that of the issues etc. and to have his body at Northampton from S. John the Baptist in fifteen days (8 July).

(m. 9d) Oxon <sup>1</sup>: Hugh de Foresta offered himself the fourth day against William de Montacute on a plea that he pay to him 40 marcs which he owes him and unjustly detains etc. and he did not come and he has made many defaults so that the Sheriff was ordered to distrain him on all his lands etc. so that etc. until etc. so that of the issues etc. and to have his body here on this day. And the Sheriff sent word that Nicholas de la Wytheleg, Robert Uppehull, William the reeve of Schep-ton, and Geoffrey Jakes became sureties for him, therefore they are in mercy, and therefore the Sheriff, as before, is ordered to distrain him on all his lands etc. so that etc. until etc. so that of the issues etc. and to have his body at Northampton from S. John the Baptist in fifteen days (8 July).

(m. 9d) Soms: William le Keu of Lyminton offered himself the fourth day against Denyse who was the wife of Richard de Draicote on a plea concerning a ferling of land in Dreicote which he claims as his right against her.

And she did not come and she was summoned etc.

Judgement: that the tenement be taken into the King's hand and the day etc. and that she be summoned to be at Northampton from S. John the Baptist in fifteen days (8 July).

**Roll No. 1205.**—Pleas before Adam de Greynvill at Northampton from S. John the Baptist in three weeks in the 53rd year (15 July 1269).

(m. 2d) Essoin: John, Abbot of Muchelnye, [is essoined] against Walter de Boclaunde, whom Roger de Blockesworth vouched to warrant him on a plea of assize of mortdancestor, by Walter de Pleybury.

(m. 2d) Sumers: The assize comes to recognise whether Henry de Saint Leyre,<sup>2</sup> uncle of Peter, was seised in his

<sup>1</sup> Previously under "Soms" (see p. 74).

<sup>2</sup> St. Hilaire.



demesne as of fee of 2 carucates of land in Corfton on the day on which etc. and whether etc. which land Aunsell de Gurnay and Sibyl his wife hold.

And Aunsell de Gurnay and Sibyl came and vouched to warrant them therein Emery de Roche Chaward, son of Emery de Roche Chaward, and Joan his wife, Sibyl, Mabel and Cecily, the daughters and heirs of William de Fortibus.<sup>1</sup>

And none of the recognitors came, therefore the Sheriff is ordered to summon them (*eas*) to be before us at Wells on the eve of S. Lawrence (9 Aug.) and let them be summoned in the county of Somerset.

And Aunsell and Sibyl produced a charter of feoffment of William de Fortibus.

(m. 2d) Soms: Walter de Boklaunde who brought an assize of mortdancestor against Roger de Blockesworth concerning a virgate of land, 5 acres of meadow and 15 acres of wood in La Wudelonde, does not proceed, therefore he and his pledges for the prosecution are in mercy, namely Robert Vigrus and Robert de Winterhege.

And Roger, who vouched to warranty John, Abbot of Muchelnie, did not come; therefore the Abbot may go without a day and Roger [is in mercy].

(m. 3) Soms: Thomas de Herneyete offered himself the fourth day, by his attorney, plaintiff, against Bartholomew de Emneberg, whom Richard de Emneberg, defendant, vouched to warranty, on a plea of mortdancestor.

And none of the recognitors came; therefore a day is given at Wells on the eve of S. Lawrence (9 Aug.).

(m. 3) Roger de Kantoc, by his attorney, offered himself the fourth day against Henry de Nasse, Payn de Lydenye, Philip de la Cherche, Philip atte Havene and others in the writ.

<sup>1</sup> Corton (Denham) escheated to the King from Henry de Saint Hilaire, a Norman, and in 1246 was granted to Hugh de Vivonia, who settled it in frank-marriage upon his daughter Sibyl, wife of Anselm de Gurney and sister of William de Fortibus. See *Calendar of Charter Rolls*, vol. i., p. 305; and *Hundred Rolls*, vol. ii., p. 133.

And they did not come and on another occasion they made default, therefore the Sheriff is ordered to distrain them on all their lands etc. so that of the issues etc. and that neither etc. until etc. and to have their bodies at Bristol on the eve of S. Peter's Chains (31 July), before me (*sic*) or Thomas Trevet.

**Roll No. 1209.**—Essoins and pleas taken at Wells before A. de Greynvill on Friday the eve of S. Lawrence in the 53rd year (9 August 1269).

(m. 9d) Sumers: Richard Fromund [is essoined] against Geoffrey de Cerne on a plea of assize of mortdancesthor by Robert de Burcy.

Emma who was the wife of Robert Fromund [is essoined] on the same by Richard Prat. [A day given] from Michælmass in three weeks (20 Oct.) at Oxford. *Affd.*

The same day is given to Geoffrey; and none of the recognitors came, so let the Sheriff have their bodies etc.

(m. 9d) Sumers: Walter Platfot, attorney of Anselm de Gurnay, [is essoined] against Peter de Saint Hilary on a plea of land, by John Swift.

Gilbert de Lenteney, the other attorney, [is essoined] against the same on the same, by Adam le Waleis.

[A day given] from Michælmass in three weeks (20 Oct.) at Oxford. *Affd.*

A day [given] on the morrow of the Beheading of S. John (30 Aug.) at Ivelc', the same day is given to Peter. And none of the recognitors came, therefore let the Sheriff have their bodies.<sup>1</sup>

(m. 9d) Emmery, son of Emmery de Roche Chiward, because he is beyond sea, [is essoined] against Aunselm de Gurnay and Sibyl his wife on a plea of warranty of charter, by Adam Prat.

Joan his wife [is essoined] against the same, on the same, by Walter de Welleslegh. *Affd.*

<sup>1</sup> This paragraph is cancelled on the roll.

Sibyl de Fortibus [is essoined] against the same, on the same, by William Gos.

Mabel de Fortibus [is essoined] against the same, on the same, by Geoffrey Prat.

Cecily de Fortibus [is essoined] against the same, on the same, by Thomas Gut.

[A day given] from Michælmass in three weeks (20 Oct.) at Oxford.

(m. 9d) Sumers: William Wissing [is essoined] against William son of Simon on a plea of assize of mortdancestor by Thomas Prat.

[A day given] on the morrow of the Beheading of S. John (30 Aug.) at Ivelcestre. *Affd.*

The same day is given to William son of Simon.

The same day is given to the recognitors.

(m. 9d) John le Chanu [is essoined] against Thomas le Chanu on a plea of mortdancestor, by William Gos. [A day given] on the morrow of the Beheading of S. John (30 Aug.) at Ivelc'. *Affd.*

(m. 9d) Robert de Gyse [is essoined] against Philip Byle on a plea of assize of mortdancestor, by Adam Pastey.

Wymarca, who was the wife of Bernard Byle, [is essoined] on the same by Richard Prat. [A day given] on the morrow of the Beheading of S. John (30 Aug.) at Ivelc'. *Affd.*

The same day is given to Philip 'in banco.'

And the same day is given to the recognitors etc.

(m. 9d) Sumers: The assize comes to recognise whether Hugh Trevet and Martin de Legh unjustly etc. disseised Thomas Trevet of his free tenement in Middelton after the first etc. whereof he complains that they disseised him of half a messuage and half a hide of land, excepting half a fardel of land, in Middelton.

And Hugh and Martin come and Martin says that he did him no injury or disseisin therein, for he says that he had seisin of the aforesaid tenement by a judgement of the justices last on eyre in that county and he asks for judgement whether

Thomas can have action in as much as he (Martin) entered by a judgement and not by disseisin.

And Thomas comes and says that Martin never impleaded him for the aforesaid tenement and asks for judgement whether, if Martin should have impleaded someone else for the tenement and should have entered by judgement against him, it is not open to him (*non competat ei actio*) to seek his seisin which formerly he had. And further he says that he, Thomas, had entry in the tenement by the gift of Hugh Trevet and by his charter, which he produces and which testifies to this and [he says] that he was in peaceful seisin of the tenement for a long time until Hugh and Martin unjustly and without a judgement disseised him, and that this is so he puts himself on the country ; and Martin likewise.

The jury say that Alice de Legh, wife of Martin, held the tenement with other tenements in dower of the inheritance of Hugh Trevet and after the death of Alice, Hugh entered the tenement as nearest heir and of his good seisin he enfeoffed Thomas thereof and put him in seisin thereof and, after that, Martin impleaded Hugh by an assize of novel disseisin and recovered against him his seisin and Martin put himself (*posuit se*) in seisin of the whole town of Middleton, namely of one messuage and one hide of land, excepting one fardel, which Alice formerly held in dower as has been related. And at length it was agreed between Martin and Hugh that Martin should restore to Hugh all that hide of land,<sup>1</sup> and Hugh granted it to him (Martin) to hold for the term of his life ; and as well Martin as Hugh totally (*ex toto*) ejected Thomas as regards the moiety of the aforesaid land as has been said, and disseised him.

Therefore it is considered that Thomas shall recover his seisin by view of the recognitors and Martin and Hugh are in mercy.

(m. 10d) Soms : The assize comes to recognise whether Peter de Bosco unjustly etc. disseised Thomas, parson of the

<sup>1</sup> Cf. *Somerset Fines*, vol. i., p. 226.

church of Sutkadebyr', of his common of pasture in Sutkadebur' which belongs to his free tenement in the same town, after the first etc. whereof he complains that he disseised him of his right of common in 6 acres of land on a certain hill where he was used to have common with one beast and eight oxen for the whole year, and in another place in a wood which contains 10 acres, for the whole year, and in 10 acres of meadow where he was used to have common after the hay had been carried, with one horse (*affro*) and eight oxen.

And Peter comes and he says that Thomas has no tenement in the aforesaid town to which the said right of common can belong and, it being found that he may have other tenements to which the said right of common may belong, he says that as regards the common for a horse (*affro*) on the aforesaid hill, he (Thomas) never was in seisin so that he could be disseised thereof, and as regards the oxen, that he is in seisin of his common in the wood, hill and meadow with them as he always used to be because his oxen graze in the same. And that this is so he puts himself upon the assize and Thomas likewise.

The jury say that Peter disseised Thomas of his common of pasture on the aforesaid hill and in the wood, as the writ says, and they say that Thomas ought to have common in the aforesaid meadow in as much as Peter puts his oxen in, and that Peter disseised him as the writ says.

Therefore it is considered that Thomas shall recover his seisin by view of the recognitors and Peter is in mercy.

Damages 2s. all [paid] to the Clerk.

(m. 10d) Sumers: The assize comes to recognise whether John son of Stephen de Aston unjustly etc. disseised Clarice daughter of Richard Hikepin of her free tenement in Cump-ton Dauno after the first etc., whereof she complains that he disseised her of a messuage and half a virgate of land in Cump-ton Dauno.

And John son of Stephen de Aston comes by his bailiff, and answers, and he says that he did her no injury or disseisin

therein for he says that Walter de Stokton, uncle of Clarice, never enfeoffed Clarice of the tenement or put her in seisin as Clarice asserts but that Walter died seised of the tenement and that this is so he puts himself on the assize.

And Clarice comes and says that Walter enfeoffed her of the tenement and put her in seisin and she enjoyed her peaceful seisin for a period of two days and more and that this is so she puts herself on the assize.

The jury say that Walter de Stokton enfeoffed Clarice of the tenement and that John son of Stephen de Aston disseised her.

Therefore it is considered that Clarice shall recover her seisin by view of the recognitors and John and the others (*sic*) are in mercy.

Damages 2s.

(m. 10d) The Abbess of Shaftesbury puts in her place Ralf Abbe against the Abbot of Keynsham and others in the writ etc. on a plea of novel disseisin wherein she is plaintiff.

(m. 10d) William Bakon puts in his place Richard de la Ya or William de Wellesleg against Agnes de la Merse and others in the writ on a plea of assize of novel disseisin wherein he is plaintiff.

(m. 10d) Geoffrey de Cerne puts in his place Robert de Cerne and Walter Ballard against Richard Fromund and Emma his wife on a plea of assize of mortdancestor.

(m. 7) Sumers: The assize comes to recognise whether John de Cogan, Robert de Puryton, Gilbert de Wllaventon, John Everard, William Crok, John le Dancere, Walter le Dancere, John de Stoke, Walter Pudy, David de Cota, Richard his brother, Walter de Grava and Geoffrey Lud unjustly etc. disseised Robert de Brente of his free tenement in Cosynton after the first etc. [whereof] he complains that they disseised him of 5 acres and one perch of land etc.

And John de Cogan does not come but one Gilbert de Wllaventon, bailiff of John, comes and answers for him and for the others and he says that there ought to be no assize thereof, for he says the tenement which he put to their view

is in Honespull and not in Cosynton and he asks judgement whether he ought to answer thereon; and, it being found that the tenement is in Cosynton, he says that at one time a certain Jordan Rydel, who was lord of Cosynton, brought an assize of novel disseisin against Herbert fitz Matthew, the guardian of the land and heir of William, son of William Paynel, to whose inheritance the manor of Honespull belonged, and by that assize Jordan lost the tenement, so that the whole was appropriated to the manor of Honespull and that this is so he asks for an enquiry. He says moreover that Robert never was seised so that he could be disseised thereof.

And Robert says that he was seised thereof until John and the others unjustly etc. disseised him and that this is so he puts himself on the assize.

The jury say that John Everard, William Crok, John le Dancere, Walter le Dancere, John de Stoke, Walter Pudy, Richard de la Cote and Geoffrey Lud disseised Robert of the aforesaid tenement which he put to their view as the writ states.

Therefore it is considered that Robert shall recover his seisin by view of the recognitors and John and the others are in mercy and Robert likewise is in mercy for his false claim against John de Cogan and the others, and he is pardoned because he is under age.

Damages half a marc.

Afterwards John Everard and the others made fine for half a marc.

(m. 7) Sumers: The assize comes to recognise whether Richard de Wytchurch, Robert de Seles, Robert his son, William Grogan and Richard de Stapelbrigg unjustly etc. disseised Richard de Heydon of his free tenement in Hengestrigge after the first etc. whereof he complains that Richard de Wytchurch disseised him of 4 acres of land and 4 acres of meadow and Robert de Selles and the others disseised him of 20 acres of land and 2 acres of meadow.

And Richard (de Wytchurch) comes and he says nothing whereby the assize should stand over except only that Richard de Heydon never was in seisin of the land as of his free tene-

ment, so that he could be disseised, for he says that once a verbal arrangement (*prelocutio*) was made between them whereby Richard de Heydon should obtain for him a certain piece of land by a suit on the last eyre in that county, which land when acquired should remain to him (Richard de Wytchurch) in fee, and Richard de Heydon obtained nothing for him, so he never permitted him to have seisin of the said piece of land nor did he ever put him in seisin, and that this is so he puts himself on the assize.

And Robert de Selles comes and answers for himself and for all the others and he says that Richard de Heydon never had free tenement in the 20 acres of land and 2 acres of meadow except only at farm for a term of years and that this is so he puts himself upon the assize.

Richard de Heydon says that Richard de Wytchurch enfeoffed him of the 4 acres of land and 4 acres of meadow and put him in seisin and he was in good and peaceful seisin for a long time until he unjustly disseised him. And as regards Robert de Selles he admits and knows well that once he held the land at farm but he says that Robert enfeoffed him by his charter and put him in seisin and he remained in good and peaceful seisin until Robert and the others unjustly disseised him etc. and that this is so he puts himself on the assize.

The jury say that Richard de Selles<sup>1</sup> of his free will enfeoffed Richard (de Heydon) of the 4 acres of land and 4 acres of meadow by his charter and put him in seisin thereof and he was in good seisin for a long time and that he and the others disseised Richard (de Heydon) of the said land and meadow, and they say that Richard<sup>2</sup> de Selles once granted the 20 acres of land and 2 acres of meadow to Richard de Heydon at farm and under the said farm he enfeoffed the same Richard of the tenement.

<sup>1</sup> 'Robert' has been crossed out and 'Richard' substituted, leaving 'de Selles' unchanged. The name should be 'Richard de Wytchurch.'

<sup>2</sup> This name should be 'Robert.'



Therefore it is considered that Richard (de Heydon) shall recover his seisin and Richard de Wytchurch and the others are in mercy.

Damages against Richard 2s. and against Robert and the others half a marc.

(m. 8) Sumers: The assize comes to recognise whether William Russegrai unjustly etc. raised a certain bank in Wike to the harm of the free tenement of Henry de Awlton in Wike after the first etc.

And Henry comes and withdraws himself from his writ.

Therefore he and his pledges for the prosecution are in mercy namely Adam de la Lupeyate and Adam Hupehull. They are pardoned by the justice.

Afterwards it is agreed that William shall demolish the bank so that Henry may have his road to the windmill at Wike freely and quietly in all things, all the days of his life, and Henry has on his part, granted to William, that he shall grind his corn and barley without paying toll, at four terms of the year namely at Christmas, at Easter, at Whitsuntide and at the feast of S. Peter called 'ad vincula', and for all the following year 'stemnefry'.<sup>1</sup> It is also agreed between Henry and William that William, after the death of Henry, may raise the bank without opposition by the heirs of Henry.

(m. 8) Soms: The assize comes to recognise whether John Bretasche, Adam de Budecumbe, Richard Spandy, Nicholas Osmund and Henry son of Roger de Budicumbe unjustly and without a judgement disseised John Sturmy and Isabel his wife and Christina the sister of Christina<sup>2</sup> in Budecumbe after the first etc. Whereof they complain that they disseised them of 8 acres of land in the same town, namely of heath etc.

And John comes and says that he did no injury or disseisin to them because he says that they had no free tenement

<sup>1</sup> Apparently free of some toll on milling, cf. *Mon. Ang.*, vol. vi., p. 444. "Necnon libertate multuræ suæ in molendino ipsius Roberti, scilicet quod sint stemnefreoch et tholfreoch."

<sup>2</sup> *Rectius* Isabel.

by which they could be disseised and that this is so he puts himself upon the assize.

And John Sturmy and the others likewise.

The jury say that John Bretasche and the others disseised John Sturmy, Isabel and Christina of the moiety of a certain toft opposite to his croft, in so far as a road divided them.

Therefore it is considered that John Sturmy and the others shall recover their seisin by view of the recognitors and John Bretache is in mercy, and John Sturmy, because he put more to their view than he ought to put, is in mercy.

Damages half a marc.

**Roll No. 1209.**—Pleas before Adam de Greinville at Bristol in the Church of the Holy Cross of the Temple on the morrow of the Assumption in the 53rd year (16 August 1269).

(m. 8) Sumers: Geoffrey Dune who brought an assize of novel disseisin against Richard le Draper concerning a tenement in the suburbs of Bristol does not proceed. Therefore he and his pledges for prosecution are in mercy, namely Walter Page and William Humfray.

(m. 9) Somerset: Attorneys. Richard Fromund puts in his place John Fichet and Edmund de Stavordale, against Geoffrey de Cern', on a writ of mortdancestor.

The same puts in his place the same against Simon de Meriet on a plea of novel disseisin.

**Roll No. 1209.**—Pleas before A. de Greynville at Iwelcestre on the feast of the Beheading of S. John in the 23rd year (29 August 1269).

(m. 4) The assize comes to recognise whether Richard Fromund, Walter le Kareter, John le Sumeter and John de Leyre unjustly etc. disseised Walter de Muridon and Maud his wife of their free tenement in La Pile after the first etc. whereof they complain that they disseised them of 12 acres of land etc. And Richard comes and says nothing whereby

the assize should stand over except that he says that he is not the tenant. Therefore let the assize be taken and enquiry be made thereon.

The jury say on oath that Richard and the others unjustly etc. disseised them as the writ says.

Therefore it is considered that Walter and Maud shall recover their seisin by view of the recognitors and Richard and the others are in mercy, and Roger de Ileford, John de Winterheg<sup>1</sup>

Damages 10 marcs, of which they paid nothing.<sup>2</sup>

(m. 4) The assize comes to recognise whether Agnes de Marisco, Waleran de Marisco, Thomas his brother, Hervey Hunt and John Dut unjustly etc. disseised William Bacun of his free tenement in Westcherleton after the first etc. whereof he complains that they disseised him of one messuage and  $1\frac{1}{2}$  virgates of land etc.

And Agnes and the others come and they say that they did no injury to him therein because they say that one John de Marisco. . . .<sup>3</sup>

Afterwards William came and withdrew himself, therefore he and his pledges for the prosecution are in mercy. Their amercement is pardoned by the justice.

It is agreed between them that William has remitted and quitclaimed for himself and his heirs to Waleran and his heirs all the right and claim which he had in the aforesaid tenement for ever and for this etc. Waleran gives him 15 marcs of which he shall pay 100s. at Michaelmas in the 53rd year and 50s. on the following Christmas day and at Easter next following 50s. and in case he should not do so etc. he grants that the Sheriff shall cause the sum to be raised on his lands and chattels etc. and further he finds these pledges namely Robert de Puryton, Gilbert de Wllaventon and Ralf de Tanton, who likewise grant that in case Waleran does not make payment at the aforesaid terms, they shall pay and

<sup>1</sup> This entry is incomplete at this point.

<sup>2</sup> Or *whereof to the clerk nothing*.

<sup>3</sup> This entry is incomplete at this point,

if they do not they grant that the Sheriff shall cause the sum to be raised on their lands and chattels etc.

**Roll No. 1209.**—Pleas before Sir Adam de Greynvill and Sir Henry de Montfort at Iwelcestre on Friday the morrow of the Beheading of S. John in the 53rd year (30 August 1269).

(m. 6d) Sumers : Thomas Derygate offered himself the said day against Bartholomew de Emneberwe whom Richard de Emneberwe vouched to warranty against him on a plea of mortdancestor.

And Bartholomew, by his attorney, comes and vouches to warrant him therein John de Meyne and Galiena his wife. Let him have them at Radeclyve without Bristol on S. Matthew's day (21 Sept.) by aid of the court and let the assize be summoned in that county.

(m. 6d) Sumers : The assize comes to recognise whether Joan la Botillere, Thomas Crek and Ralf Everard unjustly etc. disseised William Buzun of his common of pasture in Bagebrug' after the first etc. whereof he complains that they disseised him of his common in a certain wood containing 7 acres where he was used to have common at any time of the year with eight oxen, four cows and one beast.

And Joan and Ralf did not come, but Thomas Crek comes and answers for them as their bailiff, and he says that they have done no disseisin therein because he says that William is in seisin everywhere of his common of pasture in the afore-said manor with the beasts of Joan and not elsewhere, according to the purport of his charter. He says also that William ought never to put his beasts in that pasturage before Joan puts in her own, and that this is so he asks for an enquiry by the assize.

And William says that he was always in seisin of the said common as well in the wood as everywhere else in the afore-said manor, except in the court of Joan and the garden, with his beasts until Joan and the others unjustly etc. disseised

him of all his pasture in the wood ; and that this is so he asks for an enquiry by the assize ; and Joan and the others likewise. Therefore let the assize be taken.

The jury say that Joan and the others disseised William of the aforesaid pasture unjustly as the writ says.

Therefore it is considered that William shall recover his seisin therein against them by view of the recognitors, with damages, and Joan and the others are in mercy.

Damages *6d.*

(m. 6d) Hugh Wyteng and Eva his wife and Alice Wyting offered themselves on the same day against William, Bishop of Bath and Wells, Simon de la Dene and others, on a writ of novel disseisin. And the jury did not come, therefore the Sheriff is ordered to have the assize present at Radeclive without Bristol on S. Matthew's day (21 Sept.) and to have so many and such men etc. that the assize shall not fail to be taken for want of a jury.

(m. 6d) William le Henleys offered himself against William Wyssyng on a plea of mortdancestor concerning a messuage, a ferling of land and half an acre of meadow in Holdesock.<sup>1</sup>

And William Wissing comes and vouches to warranty therein Michael de Columbar' and Joan his wife by aid of the court. Let him have their bodies at Radeclive on S. Matthew's day (21 Sept.), and the Sheriff is ordered to summon them and to have their bodies at the aforesaid time.

(m. 6d) Robert de Westbury [and] Hugh Faber offered themselves against Bartholomew de Emneberwe and Thomas de Bahuse on a plea of novel disseisin, and none of the recognitors came ; therefore a day is given to them at Radeclive on S. Matthew's day (21 Sept.), and the Sheriff is ordered to make the assize to come at the said term.

(m. 6d) John de Cockeslegh offered himself against William Sperre and Walter his brother on a plea of a jury of twenty-four knights and the jury did not come, therefore a day is given to them on S. Matthew's day (21 Sept.) at

<sup>1</sup> Old Sock in Mudford.

La Radeclive without Bristol and the Sheriff is ordered to summon the jury with all the evidences (*adminiculis*) on the said day.

(m. 6d) The assize comes to recognise whether Richard Fromund of Ivelcestr', Hugh le Rus, goldsmith, Peter Farcheyn, Roger Bastard, William son of Thurstan and Henry Champflower (*de Campo florido*) unjustly etc. disseised William Tesun of his free tenement in Ivelc' after the first etc. whereof he complains that they disseised him of a messuage.

And Richard and all the others [come and] they say that they ought not to answer this writ for, they say, they were not in seisin of the tenement on the day his writ was sued out namely on the second day of July in the 53rd year and on this they put themselves on the assize; and, on its being found that they were the tenants thereof, they say that William never was in seisin of the tenement so that he could be disseised thereof.

The jury say that Richard Fromund, Henry Champflower (*de Campo florido*), and Peter Farcheyn unjustly etc. disseised William of the messuage as the writ states.

Therefore it is considered that William shall recover his seisin by view of the recognitors and Richard, Henry and Peter are in mercy, and William likewise is in mercy for his false claim against the others.

Damages half a marc.

The writ of novel disseisin which William Tessun arraigned against Richard Fromund and others in the writ remains in possession of the Sheriff.

John ——— is in mercy because he did not bring to the jurors the chirograph between William Tessun and Richard de Fromund on a plea of novel disseisin. . . .<sup>1</sup>

**Roll No. 1209.**—Essoins taken at Ivelc' <sup>2</sup> on the morrow of the Beheading of S. John in the 53rd year (30 August 1269).

(m. 5) Sumers: Walter Fichet [is essoined] against

<sup>1</sup> The foregoing is partly conjectural. The last two sentences are on the roll, in the form of rough notes written at the foot of the membrane.

<sup>2</sup> Ilchester.

John Mayn on a plea of mortdancestor by John Mey. [A day given] on S. Matthew's day (21 Sept.) at Bristol. *Affd.*

(m. 5) Sumers: Walter de Sully because he is beyond sea [is essoined] against Walter Brunig on a plea of mortdancestor by Gilbert Wastepayn. [A day given] on the morrow of S. Martin (12 Nov.) at Northampton. *Affd.*

The same day is given to Walter Brunig '*in banco.*'

And none of the recognitors came, therefore let the Sheriff have their bodies etc.

The same Walter Brunyng puts in his place Richard le Marescal against Walter de Sullye on a plea of mortdancestor.

William Cumfort, William de Bonham.<sup>1</sup>

(m. 5) The assize comes to recognise whether Bernard Byle, father of Philip Byle, was seised in his demesne as of fee of a messuage and half a virgate of land in Kingeston on the day on which etc. and whether etc. which messuage Wymarca who was the wife of Bernard Byle [holds] and which land Robert Gyse holds etc.

And Wymarca comes and she says nothing whereby the assize should stand over, therefore let the assize be taken.

And Robert did not come and on another occasion he made default namely at Wells on the eve of S. Lawrence (9 Aug.). Therefore let the assize be taken against him by default etc.

And John Daniel, Walter de Avinton and John de Loderford, jurors, did not come, therefore they are in mercy.

The jury say that Bernard, the father of Philip, died seised in his demesne as of fee of the aforesaid messuage and land and that he died after the term and that Philip is his nearest heir.

Therefore it is considered that Philip shall recover his seisin therein and Wymarca and Robert are in mercy for their unjust detention [thereof], and because Robert is his capital lord it is considered that Philip shall recover his damages therein.

Damages 20s., half [paid] to the clerks.

<sup>1</sup> This entry appears to be incomplete.

**Roll No. 1209.**—Pleas before the same (A. de Greyntvill) on Sunday next after the Beheading of S. John at Sherborne (1 Sept. 1269).

(m. 4) Hugh le Knit, bailiff of Somerton, is in mercy for contempt. 20s.

Ralf de Bikeland, bailiff of Horethorn, is in mercy for the same. 20s.

Henry de la Thrope is in mercy because he did not come.

(m. 5) Essoin. Raulina, the wife of Robert de Wotton [is essoined] against Geoffrey de Cerne on a plea of mortdancestor by Warin Bubbe. [A day given] on S. Matthew's day (21 Sept.) at Bristol. *Affd.*

Joan, who was the wife of William de Netherstoke [is essoined] against Geoffrey de Cerne, on the same by Richard Prat. [A day given] on S. Matthew's day (21 Sept.) at Bristol. *Affd.*

Geoffrey de Cerne puts in his place Robert de Cerne or Walter Balle against Robert de Woditon and Raulina his wife and Joan who was the wife of William de Netherstoke, on a plea of mortdancestor.

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**Roll No. 1209.**—Pleas before Adam de Greyntvill at La Radeclive on S. Matthew's day in the 53rd year (21 September 1269).

(m. 2d) Sum: Adam de Lysewis who brought a writ of mortdancestor against William de Lysewis and Hugh Everard and Christina his wife did not proceed, therefore he and his pledges for the prosecution are in mercy.

(m. 2d) Sum: The assize comes to recognise whether Thomas la Ware, Thomas de la Berewe, Adam Canun, Thomas son of Thomas de la Berewe, John le Hayward, John de Dunden, William de la Hacche and Roger le Wacher unjustly etc. disseised William de Waleden of his free tenement in Rolfneston<sup>1</sup> after the first etc. whereof he complains that they disseised him of 6 acres of land etc.

<sup>1</sup> Rolstone in Barnwell.



And Adam comes and answers as tenant and he says that he himself was enfeofed thereof by Thomas la Ware and was so before the suing out of this writ and that he did him no injury or disseisin therein and he asks for an enquiry by the assize and furthermore he says that one Agnes his wife was enfeofed thereof with him and conjointly and he asks judgement on the writ in as much as Agnes his wife is not named therein.

And William says that Adam was one of his disseisors and if he had any charter or feoffment thereof, in the first place it was made to him alone and [he held it] separately and not conjointly with his wife on the day of suing out the writ, and that this is so he puts himself on the assize.

And Adam says that if this should be found by the assize he answers further and says that William never was in seisin of the tenement so that he could be disseised thereof and that this is so he puts himself likewise on the assize.

The jury say that Adam Canun and Agnes his wife were enfeofed conjointly of the tenement before the taking out of this writ and [were] in seisin thereof.

And because Agnes was not named in the writ it is considered that William shall take nothing by that writ and shall be in mercy for his false claim and Thomas, Adam and the others may go without a day.

(m. 2d) Sumer: The assize comes to recognise whether Simon Burdun, uncle of John Mayn, was seised in his demesne as of fee of 18 acres of land in Westperet on the day on which etc. and whether etc. and whether the aforesaid John is his nearest heir, which land Walter Fichet holds.

And Walter comes and vouches to warranty therein Robert Fichet; let him have him by aid of the court at Oxford from Michaelmas in three weeks (20 Oct.), and the Sheriff is ordered to call the assize then at the same place.

(m 2d) John son of Hugh le Rus who brought a writ of mortdancestor against Maud de Sowy and others in the writ does not proceed, therefore he and his pledges for the

prosecution are in mercy namely William Daubeney and Roger Ramfray.

(m. 3) And two writs of novel disseisin which Jordan Cotelle arraigned against the Abbot of Glastonbury, because the writs were not executed, remain in the possession of the Sheriff.

(m. 3d) Essoin. John de Meyne offered himself against Thomas de Derneyete whom Bartholomew de Emnebergh' vouched to warranty on a plea of mortdancestor.

Galiana, wife of the aforesaid John, whom Bartholomew de Emnebergh vouched to warranty, [is essoined] against Thomas de Derneyete on a plea of mortdancestor by Adam de Arderne. [A day given] from Michaelmas in three weeks (20 Oct.) at Oxford.

(m. 3d) Geoffrey de Cerne offered himself against Robert de Wodeton and Raulina his wife, who is present by her attorney, on a plea of assize of mortdancestor, and Robert de Wodeton and Raulina his wife come and vouch to warranty therein Robert fitz Payn; let them have him at Oxford from Michaelmas in three weeks (20 Oct.).

(m. 3d) Joan who was the wife of William de Nitherstoke did not come so let her again be summoned to be at Oxford from Michaelmas in three weeks (20 Oct.) and let her be summoned in the county of Somerset.

(m. 3d) William le Henleys offered himself on a plea of mortdancestor against William Wyssing, who vouched to warranty, by aid of the court, Michael de Columbar' and Joan his wife, at Ilchester.

Michael de Columbar' whom William Wyssing vouched to warranty [is essoined] against William le Henleys on a plea of mortdancestor, by Roger le Deneys. Let him have him by aid of the court at Northampton on the morrow of S. Martin (12 Nov.).

Joan, wife of the aforesaid Michael, [is essoined] against the same on the same by Thomas Bernard. The same day is given to Joan.

(m. 3d) Sum: The assize comes to recognise whether

Richard Harefot unjustly etc. disseised Walter de la Wythye of his free tenement in Wyleton after the first etc., whereof Walter complains that he disseised him of a messuage and a fardel of land etc.

And Richard comes and he says that Walter never had any free tenement in the messuage and land so that he could be disseised thereof and that he did him no injury or disseisin therein and that this is so he puts himself on the assize; and Walter likewise.

The jury say that Walter on another occasion brought a writ '*de avo*' before the justices itinerant at Ivelc' against the same Richard concerning the same tenement and Richard acknowledged the messuage and land to be the right of Walter and gave them to him before the justices and they had a chirograph thereon,<sup>1</sup> and that Walter had seisin thereof by the aforesaid acknowledgment and was in seisin until Richard disseised him thereof.

Therefore it is considered that Walter shall recover his seisin thereof and Richard is in mercy.

Damages 20s.

(m. 3d) Sum: Thomas del Pyn who brought a writ of novel disseisin against Eugenia Avenel concerning 3 acres of meadow in Ashton does not proceed, therefore he and his pledge for the prosecution are in mercy, namely Walter Walberd. Afterwards Thomas came and remitted and quitclaimed for himself and his heirs for ever the aforesaid 3 acres of meadow and all the right and claim he had in them and gave back to Eugenia the charter of feoffment which he had of the 3 acres of meadow.

And Eugenia remitted and quitclaimed Thomas concerning all contentions, suits and claims which she had against Thomas at any time before the said day at La Radeclive.

(m. 3d) Raulina, wife of Robert de Wodeton, puts in her place Robert de Wodeton her husband and Thomas de Pakyote on a plea of mortdancestor against Geoffrey de Cerne.

<sup>1</sup> Cf. *Somerset Fines*, vol. i., p. 222.

(m. 3d) Hawise who was the wife of Robert de Gurney puts in her place William son of Roger de Lench or Walter son of Richard de Elmelegh against Anselm de Gurney on a plea of dower.

**Roll No. 1209.**—Assize held at La Radeclive on Wednesday after S. Andrew in the 54th year (4 December 1269).

(m. 11d) Sumers: Thomas le Franceys, attorney of Peter de Sancto Hillario, [is essoined] against Anselm de Gurnay and Sibyl his wife on a plea of mortdancestor by Laurence the hayward (*Messorum*). [A day given] on Friday after the Circumcision (3 Jan. 1270) at Bristol. *Affd.*

The same day is given to Anselm and Sibyl by their attorneys '*in banco*.'

(m. 11d) Richard de Enneberg, attorney of John le Mayne, [is essoined] against Thomas de Ernegate on a plea of assize of mortdancestor by John de Eyworthe. [A day given] on Friday after the Circumcision (3 Jan. 1270) at Bristol. *Affd.*

The same day is given to Thomas de Ernegat '*in banco*.'

**Roll No. 178.**—Essoins '*de malo veniendi*' taken before G. de Preston and his companions at Exeter on the octave of S. Andrew the Apostle in the 54th year (7 December 1269).

(m. 33) Somers: Henry de Herlegh [is essoined] against Peter de Bruges on a plea of warranty by William le Palfreyur. [A day given] here on the octave of S. Hilary (20 Jan.) by pledge of Robert de Blakmore.

(m. 33) Somers: Ives de la Heye [is essoined] against John de la Heye on a plea concerning land by Roger de Etringham.

**Roll No. 1213.**—Pleas of juries and assizes at La Radeclive on Friday after the Circumcision [54 Henry III] before Adam de Greynvill (3 January, 1270).

Essoins '*de malo veniendi*.'

(m. 4) Walter de Suly [is essoined] against Walter Brunnyng on a plea of assize of mortdancestor, by Miles de Reyny.

[A day given] on the morrow of the octave of the Purification (10 Feb.) at Puntinton. *Affd.*

(m. 4) John Sprot, plaintiff, [is essoined] against the Abbot of Flexley on a plea of novel disseisin, by Adam de Arderne. [A day given] on the morrow of the octave of the Purification (10 Feb.) at Puntinton. *Affd.*

(m. 4) John Fichet, attorney of Richard Fromund, [is essoined] against Geoffrey de Cerne on a plea of mortdancestor, by Robert de Burcy.

[A day given] on the morrow of the octave of the Purification (10 Feb.) at Puntinton. *Affd.*

Edmund de Stanley, the other attorney, [is essoined] against the same on the same.

Thomas de Gaywode, attorney of Emma who was the wife of Robert Fromund, [is essoined] against the same on the same.

John Fychet, the other attorney, [is essoined] against the same on the same.

(m. 4) A day is given to Robert Fichet, plaintiff, and Egelina de Columbar' on a plea of a jury of twenty-four knights etc. on the morrow of the octave of the Purification (10 Feb.) at Puntinton because Robert de Brywes who is associated etc. [with A. de Greynvill] did not come.

(m. 4) Mariota the wife of Peter de Fauconberge puts in her place Nicholas Attewyche against William son of William de la Lade on a plea of assize of mortdancestor by a writ of Henry de Wolavinton etc.

(m. 4) Walter de Sutleyeg' puts in his place Richard Everard and Matthew Everard against Walter Bruninge on a plea of mortdancestor.

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**Roll No. 178.**—Essoins '*de malo veniendi*' at Exeter on the octave of S. Hilary (20 January 1270).

(m. 33d) Somer: Joan, plaintiff, who was the wife of John le Blund [is essoined] against Eva who was the wife of Philip de Haye, on a plea of land, by Roger Crowe. [A

day given] on the octave of the Purification (9 Feb). *Affd.*

The same Eva [is essoined] against the same by Roger Otery.

Joan who was the wife of John le Blund [is essoined] against Eva who was the wife of Philip de la Haye on a plea of land by Walter de la Haye.<sup>1</sup>

(m. 33d) Sumers: Thomas de Muntsorel [is essoined] against Alan de Cumb' on a plea of land, by Nicholas Coppe.

**Roll No. 179.**—Pleas of divers counties at Exeter, co. Devon, in the 54th year of Henry III. before G. de Preston and his associates on the octave of S. Hilary (20 January 1270).

(m. 2) Sumers: Thomas Beufiz seeks against Hugh de Lufcumb and Joan his wife a moiety of a carucate of land in Everangre, and against William le Pruz and Alice his wife a moiety of a carucate of land in the same town as his right etc. And William and all the others come and they ask for a view thereon; let them have it; a day is given to them on the octave of the Purification (9 Feb.) here, and in the meanwhile etc.

(m. 2) Sumers: Peter de Bruges gives half a mark for licence to agree with Henry de Herley on a plea of warranty of charter and they have a chirograph by the pledges of Henry.

**Roll No. 179.**—Pleas on the quinzaine of S. Hilary [54 Henry III] (27 January 1270) before G. de Preston at Exeter.

(m. 2d) Somerset: William le Pouere offered himself the fourth day against John de Maundevill on a plea that he acquit him of the service which Isabel, Countess of Albemarle, exacts of him from his free tenement, which he holds of John, in Assebyr', Hele and Sprey,<sup>2</sup> whereof John who is the mesne lord between them ought to acquit him etc.

And he did not come, and he was summoned etc.

Judgement, to be attached to be here from the Purification in fifteen days (16 Feb.)

<sup>1</sup> This entry is cancelled.

<sup>2</sup> These three places are in Devon. See *Calendar of Inquisitions*, vol. ii., pp. 99, 100.

**Roll No. 179.**—Pleas on the octave of the Purification [before G. de Preston] (9 February, 1270) [at Exeter.]

(m. 3) Sumers: Thomas Beufiz seeks against William le Pruz and Alice his wife a moiety of a carucate of land in Ovenerhanger, and against Hugh de Lufcumbe<sup>1</sup> and Joan his wife a moiety of a carucate of land in the same town, which Nicholas Kene held of John Beufiz, grandfather of Thomas whose heir he is, and which ought to revert to Thomas as his escheat because Nicholas committed a felony for which he was outlawed, and whereof he says that Nicholas, on the day he was alive and dead, held those tenements of John Beufiz his grandfather.

And William and Alice and Hugh and Joan, by the attorney of Alice and Joan, come and William and Alice, as to 12 acres of land of the said moiety sought against them, and likewise Hugh and Joan as to 12 acres of land of the said moiety sought against them, say that Thomas can claim nothing in the said tenement by escheat for the felony which Nicholas did, because they say that Nicholas, on the day and in the year in which he was alive [and dead], did not hold the tenement of John Beufiz grandfather of Thomas; for they say that one John, the father of Nicholas, a long time before his death enfeofed thereof one, Peter, his son.

And Thomas says that John, the father of Nicholas, died seised of the tenements, and that Nicholas after the death of John entered upon the tenements as his son and heir, and that Nicholas held the tenements of John his (Thomas') grandfather on the day and in the year on which Nicholas did felony and that this is so he puts himself on the country; and William and the others likewise.

Therefore the Sheriff is ordered to have at Petherton on Saturday after S. Matthias the Apostle (1 March) twelve etc. by whom etc. and who neither etc. to recognise in the aforesaid form because as well etc. And it is granted on both sides (*hincinde*) etc.

<sup>1</sup> Luccombe.

Afterwards they are agreed etc. and the agreement is that

. . . . .<sup>1</sup>  
And as to the remainder of the tenements they vouch to warranty therein Herbert de Pyn ; let them have him here on the Purification in fifteen days (16 Feb.) by aid of the court and let him be summoned in the county of Devon.

(m. 3) Sumers : Joan who was the wife of John le Blund, who brought a writ of entry against Eva de la Haye concerning a tenement in La Haye, does not proceed ; therefore she and her pledges for the prosecution are in mercy, namely Walter de la Haye and William de Cerde, and Eva may go without a day.

**Roll No. 1213.**—Pleas before Adam de Greynvill at Pontinton on the morrow of the Octave of the Purification in the 54th year of Henry [III] (10 February 1270).

(m. 5d) A day is given to Bartholomew de Emneber', John le Meyn<sup>2</sup> and Margery his wife, tenants, on a plea of mortdancestor and to Thomas Derniete, plaintiff, at Oxford from Easter in three weeks (4 May).

(m. 5d) Somers : Walter de Sully, because he is on the King's service, [is essoined] against Walter Bruning by Richard de Wedmore on a writ of mortdancestor.

Afterwards Walter Bruning came and asked licence to withdraw from his writ and he had it.

(m. 5d) Alan de Pluckenet [is essoined] against Thomas son of James de Monsorel by Robert Prue on a plea of mortdancestor. [A day given] at Oxford from Easter in three weeks (4 May). *Affd.*

(m. 5d) John Sprott who brought a writ of novel disseisin against the Abbot of Flexleg' does not proceed, therefore he and his pledges are in mercy, namely John Scremyg and Philip de Carswelle.

(m. 5d) Robert Fychet who brought a writ of twenty-four knights against Egglentina de Coloumbar' does not proceed,

<sup>1</sup> A space has been left for the terms of the agreement, but they have not been inserted.

<sup>2</sup> *Alias* le Moyn.



therefore he and his pledges are in mercy, namely Durand le Cran and Walter le Cran.

(m. 5d) Somers: The assize comes to recognise whether Thomas de Audeham, John Pecham, Robert Cude, Reynold le Messer, Richard le Vele, Augustine Lok, John Serle, Roger de la Middeldnye, John Pipre, Roger le Hunte, Philip de la Cuylle, William Butieweye and Richard Serle unjustly etc. disseised Master William de Myriden of his free tenement in Cycelberg,<sup>1</sup> whereof he complains that they disseised him of 40s. rent etc.

And Thomas and the others did not come, and they were not attached because they were not found.

Therefore let the assize be taken against them by default.

The jury say that Thomas de Audenham gave to Master William the rent of 40s. to be taken each year from the tenant of a certain water-mill called the 'Yseneberne,' which used to render to Thomas 4 marks yearly of which 40s. were the aforesaid rent, that Master William was in peaceful seisin for eight years and more by the aforesaid gift, as of free tenement, and that Robert Cude and all the others, except Thomas de Audeham, unjustly etc. disseised Master William of the 40s. rent as the writ says.

Therefore it is considered that Master William shall recover his seisin against them and his damages, 20s. by view of the recognitors.

And Robert and the others, except Thomas de Audham, are in mercy; and Master William is in mercy for his false claim against Thomas because he had no part in the disseisin.

Damages 20s.

(m. 6) <sup>2</sup> (1) Soms: The assize comes to recognise whether Henry de Cerne, brother of Geoffrey de Cerne, was seised in his demesne as of fee of a messuage and 3 carucates of land in Pile, Clayhanger <sup>3</sup> and Ashford <sup>4</sup> on the day etc. and whether

<sup>1</sup> Chiselborough.

<sup>2</sup> The membrane is undated; but this case was previously essoined to 10 February 1270. See p. 117.

<sup>3</sup> Clayhanger in Combe St. Nicholas.

<sup>4</sup> Ashford in Isle Abbots and Ilton.

he died etc. and whether etc. whereof Richard Fromund holds two parts and Emma, who was the wife of Robert Fromund, the third part etc.

And Emma comes and as regards the third part sought against her she vouches to warranty the said Richard Fromund, who is present and warrants her and answers for the whole, and he says that the tenements were the right and purchase of Henry Fromund<sup>1</sup> and Margery his wife who were seised thereof to them and their heirs, and that Margery survived her husband Henry and remained seised of them after the death of Henry in her demesne as of fee and in her good seisin she enfeoffed Robert (Fromund) her son, begotten by the second husband of the same Margery, of the said tenements, who by that feoffment was in seisin thereof for many years and thereof died seised in his demesne as of fee, and that the aforesaid Richard succeeded him in the same as son and next heir, as he says, and he asks judgement whether the assize between them ought to proceed.

And Geoffrey, by his attorney, says that in truth Henry and Margery were jointly enfeoffed of the tenements so, nevertheless, that, if Henry should die without an heir lawfully begotten between them, the tenements should revert to the heir of Henry; for he says that the feoffment was of this condition and that Henry died without an heir of his body and that this is so he asks for an enquiry by the assize.

(m. 6) John le Meine and Galiana his wife put in their place Nicholas le Rus against Richard de Emnebur' on a plea concerning land.

(m. 7) Soms: The assize comes to recognise whether Faramus de Bolonia and Walter le Prouot unjustly etc. disseised Mabel who was [the wife] of John de Perham of her free tenement in Seintereyne Combe after the first etc. whereof she complains that they disseised her of half a virgate of land etc.

And Faramus and Walter come and they say that they did her no injury or disseisin because, they say, John de

<sup>1</sup> *Rectius* de Cerne.

Parham, the husband of Mabel, granted to them the half virgate of land for a term of five years and they entered under the term and not by disseisin, and that this is so they put themselves on the assize.

And Mabel comes and she says that they entered immediately after the death of her husband taking the issues thereof, pasturing cattle and cutting down trees, and that this is so she puts herself on the assize.

The jury say that Faramus and Walter did not disseise Mabel as she complained, of the half virgate of land.

Therefore it is considered that Faramus and Walter may go without a day and Mabel is in mercy for her false claim, and she is pardoned by the justices.

**Roll No. 178.**—Essoins [at Exeter] on the quinzaine of the Purification (16 February 1270).

(m. 33d) Sumers: John de Beauchamp (*Bello Campo.*) whom the Prior of Frythenstok<sup>1</sup> [vouched to warranty (?) is essoined] against Alice de Beauchamp, on a plea concerning land, by Robert de Cheleswehr. [A day given] from Easter in one month (11th May) at Westminster by pledge of Ralf de Linham.

The same day is given to the Prior '*in banco*,' and the Prior puts in his place Robert del Estable or John Pernezgarde.

(m. 33d) Soms: Hugh del Heldelonde, whom Nicholas son of Martin vouched to warranty, [is essoined] against William Barnage on a plea of assize of mortdancestor by Robert de Cyterne. [A day given] from Easter in three weeks (4 May) at Westminster. *Affd.*

**Roll No. 179.**—Pleas on the quinzaine of the Purification [54 Henry III] (16 February 1270) [at Exeter].<sup>2</sup>

(m. 3d) Somers: Thomas Beufiz seeks against William le

<sup>1</sup> Frithelstoke, co. Devon.

<sup>2</sup> The whole of the roll relates to proceedings at Exeter.

Pruz and Alice his wife a moiety of a carucate of land, except 12 acres of land, in Overhangre, and against Hugh de Locumb and Joan his wife a moiety of a carucate of land, except 12 acres of land, in the same town, which Nicholas Kenne held of John Beufiz, grandfather of Thomas, whose heir he is, and which ought to revert to Thomas as his escheat because Nicholas committed a felony for which he was outlawed etc. and whereof he says that Nicholas, on the day and in the year in which he did felony, held the tenements of John by the service of one twentieth part of a knight's fee etc.

William, Alice, Hugh and Joan, by the attorneys of Alice and Joan, at another time called to warranty Herbert de Pyn who now comes by summons and warrants them and denies his (Thomas') right etc. and he says that Thomas can claim nothing in the said tenements by any escheat for felony which Nicholas might have committed, for he says that John the father of Nicholas, who at one time was in seisin of the tenements, enfeoffed thereof one Herbert, the grandfather of the aforesaid Herbert, who by that feoffment, in the lifetime of John, was in seisin of the tenements and that Nicholas never had anything in those tenements nor held them of John the grandfather of Thomas on the day and in the year on which Nicholas must have committed (*fecisse debuisset*) felony. He puts himself on the country and Thomas likewise.

Therefore the Sheriff is ordered to have present before Gilbert de Preston at Suthpederton on Saturday after S. Matthias (1 March) twelve etc., by whom etc. and who neither etc. to recognise in the aforesaid form because both etc. And Herbert puts in his place Mauger de Saint Albin.

Afterwards they are agreed and Herbert gives half a marc for licence to agree by pledge of Mauger de Saint Albin; and the agreement is that Thomas recognises the tenement to be the right of Herbert and remits it, quit of himself and his heirs, to Herbert and his heirs for ever, and for this etc. Herbert gives to Thomas 5 marcs whereof he will pay him half at Easter in this year and the other half on S. John the Baptist's day next following. And if he should not do so he

grants that the Sheriffs of Devon and Somerset may levy the sum on his lands etc.

(m. 3d) Sumers: William le Pouere offered himself the fourth day against John de Mandevile on a plea that he acquit him of the service which Isabel de Fortibus, countess of Albe-marle, exacts of him on his free tenement which he holds of John in Asseby, Heyle and Sprey, whereof John, who is the mesne lord between them, ought to acquit him etc.

And he did not come and he has made many defaults so that the Sheriff was ordered to distrain him on all his lands etc. so that of the issues etc. and to have his body here on this day, and the Sheriff sent word that he is distrained and that Robert Kary and Walter de la Putte became sureties for him; therefore they are in mercy and as before the Sheriff is ordered to distrain him on all his lands etc. so that of the issues etc. and to have his body at Easter in three weeks, (4 May) at Westminster.

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**Roll No. 1213.**—Pleas of juries and assizes at Frome the aforesaid year (54 Henry III) on Tuesday the morrow of S. Dunstan (20 May 1270).

Essoins '*de malo veniendi*.'

(m. 8) Somers: Robert de Emlebergh, attorney of Bartholomew de Ennlebergh, [is essoined] against Thomas de Ernegate on a plea of assize of mortdancestor, by Thomas de Putte. *Affd.* [A day given] on the morrow of the octave of Trinity (16 June) at Frome.

Roger de Grymhulle, the other attorney [is essoined] against the same on the same, by Roger Scot.

(m. 8) Somers: Roger de Putford [is essoined] against John le Turk on a plea of assize of mortdancestor, by John Taunetefer. *Affd.* [A day given] on the morrow of the octave of Trinity (16 June) and the Sheriff is ordered to have the bodies of the jurors of the assize at Frome.

(m. 8) Somers: A day is given to Robert Fychet, plaintiff, and Egelina de Columbar', tenant, on a plea of a jury of twenty-

four knights on the morrow of the octave of Trinity (16 June) at Frome.

(m. 8) Somers: A day is given to Hugh Wythond and Eva his wife and Alice Wythond, plaintiffs, and to William Bishop of Bath and Wells and others contained in the original writ on a plea of novel disseisin, on the morrow of the octave of Trinity (16 June) at Frome.

(m. 8) The assize comes to recognise whether John de Dultecote, Maud his wife, Reynold Pope and Geoffrey Tricche unjustly etc. disseised William de Wellesley of his free tenement in Dultingcote<sup>1</sup> after the first etc. whereof he complains that they disseised him of half an acre of land and a perch of meadow and of the width of a ditch which measures seven feet.

And John de Dultyngcote, Maud his wife and Reynold Pope did not come and they were attached by William de Orre, Peter Brun and Hamund the Taylor (*Cissorem*), therefore they are in mercy and let the assize proceed against them by default.

And Geoffrey Tricch comes and he says that he did him no injury or disseisin and that this is so he puts himself on the assize.

The jury say that John de Dultyngcote, Maud his wife, Reynold Pope and Geoffrey Tricch disseised William de Wellesley of the land, meadow and ditch as is expressed above. Therefore they are in mercy.

Damages 4s., all [paid] to the clerks.

(m. 8d) The assize comes to recognise whether Thomas Frank, Roger Burgeis and Walter Dymars unjustly etc. disseised William de Wellesley of his free tenement in Dultyngcote after the first etc. whereof he complains that they disseised him of a piece of meadow which contains one perch in Dultyngcote.

And Robert Burgeis comes and answers for himself and for Walter Dymars [and he says] that they did him no injury or disseisin, and that this is so he puts himself on the assize. And William likewise.

<sup>1</sup> Dulcot in St. Cuthbert's, Wells.

The jury say that Thomas, Roger and Walter unjustly disseised William of a piece of meadow as he complains.

Therefore they are in mercy, and the amercement is pardoned at the instance of Sir Henry de Montfort.

Damages 12*d.*—all [paid] to the clerks.

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**Roll No. 1211.**—Pleas of Juries and assizes at Frome on the octave of Trinity. [54 Henry III] (15 June 1270).

(m. 4) Somers: John Fychet, attorney of Richard Fromund, [is essoined] against Geoffrey de Cerne on a plea of assize of mortdancestor and to hear judgement, by Robert Burcy. *Affd.*

Edmund de Staverdene, the other attorney, [is essoined] against the same on the same, by Robert Fychet. *Affd.* A day is given on the quinzaine of S. John Baptist (8 July) at Warminster. The same day is given to Geoffrey de Cerne by his attorney.

John Fychet, attorney of Emma who was the wife of Robert Fromund, [is essoined] against Geoffrey de Cerne on a plea of assize of mortdancestor, by Walter Fychet.

Thomas de Gaywode the other attorney [is essoined] against the same on the same, by Roger de la Forde.

(m. 4) Dors: Robert de Wodeton [is essoined] against Geoffrey de Cerne on a plea of assize of mortdancestor, by Thomas Pyke. *Affd.* [A day given] on the morrow of S. Giles (2 Sept.) at La Redeclyve.

Robert fitz Payn, whom the aforesaid Robert [de Wodeton] and Raulina his wife vouched to warranty, [is essoined] against the same on the same, by Nicholas de Lambrok. *Affd.* [A day given] on the morrow of S. Giles (2 Sept.) at La Redeclyve. The same day is given to Robert and Raulyna.

(m. 4) Somers: Robert de Emlebergh, attorney of Bartholomew de Emlebergh, [is essoined] against Thomas de Ernegate on a plea of mortdancestor, by Thomas son of Stephen. *Affd.* [A day given] on the morrow of S. Giles (2 Sept.) at La Redeclyve.

Roger de Grymhull the other attorney [is essoined] against the same on the same by Colin Cole. *Affd.*

(m. 4) Somers : Geoffrey Wyteng, attorney of Alice Wyteng, [is essoined] against William, Bishop of Bath and Wells, and others in the writ, on a plea of novel disseisin wherein he is the plaintiff, by Thomas Cut. *Affd.* [A day given] on the morrow of S. Giles (2 Sept.) at La Redeclyve. And the Sheriff is ordered to attach William, Bishop of Bath and Wells.

(m. 4) A day is given to Robert Fychet, plaintiff, who brought a jury of 24 knights against Egelina de Columbar' on the morrow of S. Lawrence (11 Aug.) at Wells.<sup>1</sup>

(m. 4) The assize comes to recognise whether John Duket, uncle of John le Turk was seised in his demesne as of fee of 2 acres of meadow and 2 acres of pasture in Thornecophyn on the day on which etc. and whether etc. after the first etc, which pasture Roger de Puteford holds.

And Roger de Puteford comes and vouches to warranty therein, by aid of the court, John son and heir of John le Turk. Let him have him on the morrow of S. Giles (2 Sept.) at La Redeclyve.

(m. 4) Thomas son of James de Monte Sorelli, who brought a writ of mortdancestor against Alan Plugenet, does not proceed. Therefore he and his pledges for the prosecution, namely John de Monte Sorelli and Robert Bozon, are in mercy. Afterwards he made fine for himself and his pledges in half a marc.

(m. 4) The assize comes to recognise whether William le Muner unjustly and without a judgement raised (*levavit*) a mill-pond (*stagnum*) in Filecham to the injury of the free tenement of Gilbert Michel in Frome after the first etc.

And William le Muner comes and he says that he made no pond, except within reason as is right (*decel*) and as it used to be, by which he (Gilbert) should or could have any injury, but he says that sometimes it overflows owing to the floods of land-water and not otherwise, and that this is so he puts himself on the assize.

<sup>1</sup> This entry is cancelled.



The jury say that William le Moudr' made the said pond to the hurt of Gilbert.

Therefore it is considered that William shall demolish the pond as far as it is harmful, by view of the recognitors, and William le Moudr' is in mercy.

Damages 12*d.* all [paid] to the clerks.

(m. 4*d*) The assize of mortdancestor between William Burgeys and others named (*contentos*) in the original writ and John Honypin was not summoned, but the Sheriff refused to execute (*contempsit exequi*) the order of the justice and the precept of the lord [King]. Therefore he is amerced at 1*o**l.* and Philip Hacun, bailiff, at 5 marcs.

And the Constable of Bristol also is in mercy for contempt.

**Roll No. 1211.**—Pleas of juries and assizes before Adam de Greinville on the morrow of S. Thomas the Martyr at Westminster' in the 54th year of King Henry (8 July 1270).

(m. 4*d*) A day is given to Geoffrey de Cern, by his attorney, plaintiff, and to Richard Fromund, defendant, on a plea of assize of mortdancestor on the morrow of S. Lawrence (11 Aug.) at Wells because the assize did not come, and Geoffrey is ordered to sue out a writ etc. and he has his writ.

**Roll No. 1199.**—Essoins taken before John de la Lynde at Westminster on Thursday after the Translation of S. Thomas the Martyr in the 54th year (10 July 1270).

(m. 13) Somers: John de Barry puts in his place Richard de Weston or Ralf de Barewe against William le Waleis on a plea of land.

**Roll No. 1218*B*.**—No date [before 11 August (1270 ?)].

(m. 9 *Sch.*) Henry by the grace of God etc. to the Sheriff of Somerset, greeting: Whereas a suit, before our justices on eyre in divers counties, has for a long time been moved from county to county, between Henry de Montfort of Nuny, plaintiff, and William Gerveys and others, defendants, on our writ by what right William and the others exact common rights

in Henry's land in Nunyv seeing that Henry has no common rights in the lands of William and the others, and [whereas] William and the others asserted that Henry is in seisin of common rights in the lands of William and the others and that this is so they put themselves on the country and Henry likewise, and [whereas] the Sheriff then was ordered to have present at Oxford before our said justices itinerant on Michaelmas in fifteen days (13 Oct.), unless Adam de Greynvill and Thomas Trivet before that day should come to the parts of Somerset, twelve men, as well knights as others free and lawful men of the neighbourhood of Nuny, by whom the truth of the matter could be better known and who should have kinship neither with Henry, nor with William and the others, to recognise upon their oath whether Henry is in seisin of common rights, before the writ was obtained, in the lands of William and the others or not, and whereas also both Henry and William and the others have put themselves on that inquisition, therefore we order you to summon by good summons William and the others to be present before our beloved and faithful Adam de Greynvill and Thomas Trivet at Wells on the morrow of S. Laurence the Martyr (11 Aug.) and twelve etc. by whom etc. and who neither etc. to recognise etc., so that this suit may then be before our justices A. and T., in the same state in which it was when at Oxford it remained without a day, on Michaelmas in fifteen days (13 Oct.), by our order, on account of our absence; and have there the names of the summoners and this [writ] etc.

(m. 10) Adam de Grenvill to his venerable and discreet fellows and friends, Sir M. de Lytelbury and his companions, the King's justices of the Bench (*justiciariis domini Regis de Banco*), greeting: know that Thomas de Bradelegh before us attorned in his place Thomas de Kyngton or Walter Hamund to gain or to lose in the suit which is between Thomas de Bradlegh, defendant, and Christina de Legh who was the wife of Richard de Legh, plaintiff.

(m. 10). Twenty-four jurors to convict the twelve jurors of novel disseisin come by William le Pruz, Robert de Chaum-

peaus, Gwydo de Nonaunt, William de Virga, Laurence de La Beare, William de Munteney, Jordan de Rideslo, Richard de Homene, Symon de Gryndham, William Sangwyn, Robert le Engleys, Robert de Truves, Richard de la Ya, Ralf de la Hele, Ralf de Wydeworthy, William de Perenill, Thomas le Gras, Roger Coterel, Richard de Okeston, John de Heydon ; to recognise whether the Abbot of Glastonbury unjustly etc. disseised the Abbot of Newenham of his common of pasture in Huplim which belongs to his free tenement in Axeministr' and Schapewik after the first etc. whereof the Abbot of Glastonbury complains that Hugh de Harpaye, John de Harcoumbe, William de la More, William de la Hole, Robert de la Roche, Alexander de la Forde, William de Northcrys, Henry Tyrel, Richard Bal, Richard le Wer (?), Denis le Hug and Geoffrey Tholemer, the jurors of the aforesaid assize, made a false oath, in that they said that the Abbot of Glastonbury unjustly etc. disseised the Abbot of Newenham of the said common of pasture, because, he says, the Abbot of Newenham and his predecessors had the said common by the year and at the good will of the Abbot of Glastonbury and his predecessors and for a certain number of animals, paying therefor yearly 2 shillings and doing for them three boonworks in the autumn and that all the soil of Uplimdon and its pastures belong to the Abbot of Glastonbury's manor of Uplim.

Afterwards the Abbot of Glastonbury came and withdrew himself from his writ ; therefore he and his pledges for the prosecution are in mercy ; afterwards he made fine for himself and his pledges in 18 marcs, by pledge of the 12 jurors of the aforesaid assize.

**Roll No. 1211.**—Pleas of juries and assizes before Adam de Greinvill on Monday the morrow of S. Lawrence in the 54th year [of Henry III] (11 August 1270 at Wells).

(m. 6) Essoin. John Fichet, attorney of Richard Fromund, [is essoined] against Geoffrey de Cerne on a plea of mortdancestor, by Robert de Burcy.

Edmund de Staverdene, the other attorney of Richard, [is

essoined] against the same on the same, by Walter de Brunlonde.<sup>1</sup>

(m. 6) Ralf de Castello, attorney by writ<sup>2</sup> of David le Blund, [is essoined] against Maurice son of Maurice de Saute-mareys on a plea of mortdancestor, by Thomas son of Gilbert.

[A day given] on the morrow of S. Giles (2 Sept.).

(m. 6) Augerus Oppehulle, attorney of William Gerveys, Adam Pach, Adam Spervar, John de Pumbury, John Oppehulle, Isabel his wife, John son of John le Yreis, Richard de la Burgh, Maud de la Barwe, John Spervar', Alice Alwold and Ascelina Oppevill [is essoined] against Henry de Montfort of Nony on a plea 'quo jure,' by Adam le Veyse. [A day given] on the day of the Beheading of S. John Baptist (29 Aug.) at Wereministre.<sup>3</sup> *Affd.*

(m. 6) The assize comes to recognise whether Philip de Wyke unjustly etc. disseised William Russel, parson of the church of Woky, Richard Streche, William le Frankelyn and Adam son of Robert, of their common of pasture in Middleton after the first etc., whereof they complain that he disseised them of their common of pasture in the whole manor where they were used to have common rights with all kinds of beasts, excepting goats, in the open season, excepting in the garden and in the precinct of his court and in Godhynemore and Chalvecroft which belongs to his free tenement in Woky.

And Philip comes and answers and he says that he never did them any injury or disseisin therein because, he says, they ought not to have common rights with him etc. and if they enter by themselves he is used to take fines for trespass, and that this is so he asks for an enquiry by the assize, and William and the others likewise; therefore let the assize be taken.

The jury say that Philip disseised William and the others of their common of pasture as the writ says.

Therefore it is considered that William and the others shall

<sup>1</sup> This entry and the entries immediately following are repeated on m. 3.

<sup>2</sup> The duplicate entry (on m. 3) adds "*of the King.*"

<sup>3</sup> The duplicate entry adds "*and Henry is ordered to sue by a writ of judgement of 'facias'.*"

recover their seisin by view of the recognitors and have damages, and Philip is in mercy; and he made fine for himself and for his pledges in half a marc.

Damages 4s., all [paid] to the clerks.

(m. 6) Robert Fichet, who brought an attaint of twenty-four knights against Egelyna de Columbar' concerning a teneement in Lettelton, asks leave to withdraw from his writ and he has it, and he may sue (*perquiret se*) by another writ if he so wishes.

(m. 6) Philip de Wyke was in mercy for disseisin against William le Rus<sup>1</sup> but he made fine for himself and his pledges in half a marc.

(m. 6d) Essoin. Roger son of Thomas le Frye of Naylly<sup>2</sup> is ordered to sue out his writ of summons<sup>3</sup> (*de Som*).

(m. 6d)<sup>4</sup> Robert Fichet comes and says that William de Columbar' of Stokland had a manor in Somerset called Littelton, near Somerton. On the death of William de Columbar' two parts of the manor descended to Philip de Columbar' as son and heir and the third part descended to Juliana his wife in dower. Philip de Columbar came and sold the two parts of the said manor to Robert Fichet, and Juliana held the third part after the enfeoffment of Robert, and after the death of Juliana, Robert entered the third part as his right belonging to the two parts.

(m. 3) A day is given to Walter le Flemmyng, on his writ of novel disseisin which he brought against the Abbot of Glastonbury concerning common of pasture in Godhynemore<sup>5</sup> on the morrow of S. Giles (2 Sept.) at La Radeclyve, because he did not find pledges for the prosecution.

**Roll No. 1213.**—Pleas, juries and assizes on S. Bartholomew's day at Gillingham before Adam de Greynvill in the 54th year [of Henry III] (24 August 1270).

<sup>1</sup> The duplicate entry adds "subdean of Wells and others contained in the original writ."

<sup>2</sup> The duplicate entry has "Naylesey."

<sup>3</sup> The duplicate entry has "writ of judgement of 'facias.'"

<sup>4</sup> See *Eighth Report of the Deputy Keeper of the Records*, pp. 153, 154.

<sup>5</sup> Godney moor.

(m. 1) Essoin. Henry son of William de Uphavene who is over sea, [is essoined] against Richard son of William Costetin by William de Uphavene. *Affd.* He has a day on a reasonable summons.

Master John Pute who is joined in the same writ, by his attorney, made public (*protulit in medio*) letters of protection of the King making him quit for four years of all pleas and suits except writs of dower, novel disseisin and last presentation because he was about to proceed to the Holy Land with Sir Edward.

(m. 1) The writ of mortdancestor of Richard son of William Costantyn remains in the possession of the Sheriff because Henry son of William de Uphavene essoined himself as shown above and Master John [has letters] from the King ; so let them be resummoned.

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**Roll No. 1211.**—Pleas of juries and assizes before Adam de Grenvyll on Tuesday the morrow of S. Giles in the 54th year [of Henry III.] at La Radeclive (2 September 1270).

(m. 1) Essoins. Roger de Puddeford who vouched to warranty John son and heir of John Coffyn, who is under age, [is essoined] against John le Thurch on a plea of mortdancestor, by Thurstan son of Ralf. [A day given] on Wednesday before Michaelmas (24 Sept.) at Poyntington.

(m. 1) Nicholas le Rus, attorney of John le Meyne and Galiana his wife, [is essoined] against Thomas Ernyhet on a plea of mortdancestor, by William de Emmeleburgh. [A day given] on Wednesday before Michaelmas (24 Sept.) at Pontinton.

(m. 1) Humfrey le Sayhare [is essoined] against John Golde on a plea of mortdancestor by Walter Pecping.

(m. 1) Thomas de Pitgate, attorney of Raulina de Wddeton, who vouched to warranty Robert fitz Payn, [is essoined] against Geoffrey de Cerne on a plea of mortdancestor, by Thomas de Coker. [A day given] on Wednesday before Michaelmas (24 Sept.) at Puntinton. Afterwards Robert fitz Payn came and warranted.

(m. 1) Robert de la Mora [is essoined] against Roger le Fryhe of Naleshyhe on a plea of mortdancesthor by John son of John de Stanton. [A day given] on Wednesday before Michaelmas (24 Sept.) at Puntinton and the Sheriff is ordered to summon all the assizes at the aforesaid day and place.

(m. 1) The assize comes to recognise whether Roger Tyrel, John de Upton, John Tyrel and John de Moneketon unjustly and without a judgement disseised Robert, Master of the Hospital of S. John at Bath, after the first etc. whereof Robert complains that Roger and the others disseised him of his common of pasture in Childecumpton which belongs to his free tenement in that town, where he was used to have common rights in the open season with his sheep, now and always.

And Roger Tyrel comes and he says that he did him no injury nor disseised him of the said pasture as Robert complains. And that this is so he puts himself on the assize.

And John de Upton comes and he says that he did not disseise Robert nor did he hinder him in respect of that pasture, the more so that he could freely graze the said pastures and could have free entry with his sheep all through the open season. And that this is so he puts himself on the assize.

And John Tyrel and John de Moneketon did not come and they were attached, therefore they are in mercy, and let the assize proceed against them by default.

The jury say that Roger Tyrel and John Tyrel disseised Robert, Master of the Hospital of S. John at Bath, of the aforesaid common of pasture. Therefore it is considered that Robert shall recover his seisin of the common by view of the recognitors. And Roger Tyrel and John Tyrel are in mercy, and Robert is in mercy for his false claim against John de Upton and John de Moneketon.

Damages 4s., all [paid] to the clerks.

(m. 1) The assize comes to recognise whether Alexander Dauno, Henry Dauno and Roger de la Folie unjustly and without a judgement disseised John Channel and Lettice his wife of their free tenement in Cumpton Dauno after the first etc., whereof they complain that they disseised them of 2 acres

of meadow in Wykemedede, where they were used to cart and carry their hay and graze their meadow with their beasts.

And Alexander Dauno comes and answers for himself and for all the others and he says that they did them no injury or disseisin, for he says that he has a meadow in which meadow the aforesaid two acres of meadow are included, so that John and Lettice have no right of way for carrying their hay nor for grazing the meadow with their beasts, until his meadow has been mown, nor ought they to have before his meadow has been mown, and that he did not otherwise impede them or otherwise disseise them he asks for an enquiry by the assize. Therefore let the assize be taken.

The jury say that John and Lettice ought to have their right of way through the middle of Cattesthyne and Wykemedede for carrying their hay and for grazing the meadow with their beasts at the due season, and that Alexander and the others disseised John and Lettice of the two acres of meadow.

Therefore it is considered that John and Lettice shall recover their seisin, by view of the recognitors, of the two acres of meadow and Alexander and the others are in mercy and they made fine for themselves and the others in half a marc.

Damages 8s., half [paid] to the clerks.

(m. 1d) The assize comes to recognise whether John Channel and Lettice his wife unjustly and without a judgement disseised Richard Bavent of his free tenement in Cumpton Dauno after the first etc. whereof he complains that they disseised him of a certain dike (*fossatum*) 50 feet long and 6 feet wide in the aforesaid town etc.

And John and Lettice come and they say that they did him no injury or disseisin because, they say, the tenement and dike, about which there is contention between them, is their own soil and not Richard's so that no disseisin thereof can be done to him, and that this is so they ask for an enquiry by the assize.

Therefore let the assize be taken.

The jury say, that the tenement or ditch, about which the



contention is, belongs to John and Lettice only and not to Richard, therefore they did him no injury or disseisin.

Therefore it is considered that John and Lettice shall hold the aforesaid dike in peace, and Richard is in mercy for his false claim.

(m. 2d) Walter le Fleming who brought a writ of novel disseisin against the Abbot of Glastonbury concerning his common of pasture in Godewynemore, withdrew himself and acknowledged that he had no rights in the pasture.

Therefore he and his pledges for the prosecution are in mercy.

(m. 2d) Geoffrey de Cerne offered himself, by his attorney, against Robert de Wodinton and Raulina his wife and against Robert fitz Payn whom Robert and Raulina vouched to warranty.

And Robert fitz Payn is present and warrants to Robert and Raulina his wife two parts of a carucate of land in Netherstokes, as the original writ says, and he says that the assize ought not to be made about it because, he says, one Henry de Cerne was the purchaser and acquired that tenement to himself and Margery his wife who was enfeofed jointly with him ; and Henry died without an heir of himself, seised of the tenement ; and after the death of Henry, Margery remained in seisin of the land and [he says] Margery had a fee and a free tenement in the said land and she alienated the land as she well could, and he asks judgement whether the assize ought to be made.

And Geoffrey comes, by his attorney, and he says that Henry de Cerne died seised in his demesne as of fee of the land so that it ought to descend to the heirs of Henry de Cerne and not to the heirs of Margery since she had no fee [therein], and that this is so he asks for an enquiry by the assize.

And Robert fitz Payn says that Henry de Cerne did not die seised of the two parts of one carucate of land but only of half a virgate of land and of a fardel of land.

And Robert (de Wodinton) comes and says that Geoffrey de Cerne granted, gave and quitclaimed for himself and his

heirs to the aforesaid Robert and to him or to them to whom he might wish to assign <sup>1</sup> all his right and claim that he ever had or in any way could have in the town of Nuderstok for ever, and he produces the quitclaim thereof of Geoffrey. And Geoffrey de Cerne asks licence to withdraw from his writ; he has it.

A day is given to Geoffrey de Cerne, by his attorney, plaintiff, and to Richard Fromund, on Wednesday before Michaelmas (24 Sept.) at Pontinton.

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**Roll No. 1211.**—Greynvill—Pleas of juries and assizes held at Puntynghon on Wednesday before Michaelmas in the 54th year [of Henry III] (24 September 1270).

(m. 8) Ellis son and heir of John Coffin, whom Roger de Putford vouched to warranty, [is essoined] against John le Turk on a plea of assize of mortdancestor, by Richard de St. Augustine. A day is given on the morrow of All Souls (3 Nov.) at Oxford.

(m. 8) John Fichet, attorney of Richard Fromund [is essoined] against Geoffrey de Cerne on a plea of assize of mortdancestor and judgement thereon, by Richard de St. Augustine.

Edmund de Staverdale the other attorney [is essoined] against the same on the same plea by Robert de Burcy.<sup>2</sup>

(m. 8) The assize comes to recognise whether Henry de Cerne, brother of Geoffrey de Cerne, was seised in his demesne as of fee of a messuage and 3 carucates of land in Pylle, Cleyhanger and Affard on the day on which etc. and whether etc. which messuage and land Richard Fromund holds, who comes and produces a certain charter of feoffment under the name of one Nicholas de Ileford, which testifies that Nicholas enfeoffed Henry de Cerne and Margery his wife of all his land which he had above Brademedede in Cleyhanger, as well arable as wood, which is of the enclosure in the eastern part of La

<sup>1</sup> The thirteen preceding words have been cancelled.

<sup>2</sup> This entry is cancelled, and 'non jacet' is written in the margin.

Eldelonde, and of 5 acres of arable land in the eastern part of Honyputte and of 3 perches of land which is called 'la Cortacre' and of one acre above Watelegh between the land of Robert de Wodeford and the land of the said Henry which he has by the gift of Adam the Baker (*Pistoris*) of Ilton, and of one acre and one perch before the house of Robert de Wodeford, and of  $4\frac{1}{2}$  acres and one perch in the furlong (*cultura*) which is called 'Fiveacre' towards the east, and of  $3\frac{1}{2}$  acres in Faldecrofta towards the east, and of all his meadow in Brademed, to hold etc. to Henry and Margery and their heirs or assigns freely, quietly etc. by hereditary right for ever in exchange for 35 acres of land, 2 acres of wood and 30 perches of meadow etc.

A day [is given] on the morrow of All Souls (3 Nov.) at Oxford.

(m. 8) The assize comes to recognise whether Robert le Sawyere, brother of John Golde of Pederton, was seised in his demesne as of fee of a moiety of a ferling of land in Baggedripe on the day on which etc. and whether etc. which moiety Humfrey le Sawyere holds.

And Humfrey le Sawyere comes and says that he has nothing in the aforesaid land nor claims to have anything nor is he the tenant of the land, but one Nicholas his son is in tenure of the land and he is not named in the writ, and he asks judgement on his writ.

And John Golde comes and says that Humfrey was the tenant of that land on the day of the suing out of the writ, and that this is so he puts himself on the assize.

And the writ remains in possession of the Sheriff because the assize did not come.

A day [is given] on the morrow of Michaelmas (30 Sept.) at Radeclive.

The jury say that Robert le Saweare, brother of John, died seised in his demesne as of fee of the land and that he died after the term and that [John] is his nearest heir.<sup>1</sup>

Therefore it is considered that John shall recover his

<sup>1</sup> The last sentence is presumably a *Postea* added on 30 September.

seisin of the land against Nicholas by view of the recognitors and Nicholas is in mercy.

(m. 8) The assize comes to recognise whether Adam Ern-yate, father of Thomas Ernyate, was seised in his demesne as of fee of the moiety of one messuage and one virgate of land in Salford on the day on which he died etc. and whether the said Thomas is his nearest heir etc. ; which moiety Richard de Emmebur' holds, who comes and vouches to warrant him therein Bartholomew de Emmebur' his father who is present<sup>1</sup> and Bartholomew warranted him and vouched to warranty therein John le Moyn and Galiena his wife who were present and warranted him,<sup>2</sup> and they say that one Patrick de Montfort delivered, demised and granted to Adam de Ermeyate and Edith his wife for the term of their lives, one messuage and one virgate of land in Salford, paying therefor 14s. yearly at four terms yearly namely etc. and doing therefor other due services and customs as contained in a certain writing which the aforesaid Richard brought forward in the form of a chirograph made between them, which testifies to this.

And Patrick died without an heir of himself and the right and fee of the tenement descended to Galiena and Pernel as sisters and heirs of Patrick so that Adam had no fee by Patrick or by Galiena and Pernel except only a free tenement by the aforesaid grant. [And Galiena after the death of Patrick her father<sup>3</sup> gave all the right of her purparty to Adam and his heirs for ever.

And Richard de Emmebur' says that John and Galiena never were in seisin of the tenement so that they could enfeoff Adam and so that he could have feoffment, and that Adam never changed his state of feoffment by Patrick for the term of his life ; and that this is so he asks for an enquiry by the country in the manner of an inquisition.<sup>4]</sup>

<sup>1</sup> The three preceding words have been cancelled.

<sup>2</sup> The words 'qui tenentes sunt et warantizant' are inserted here above the line.

<sup>3</sup> *Rectius* brother.

<sup>4</sup> The part in square brackets has been struck through. Two schedules sewn on to the roll relate to this case and give the continuation of the record in alternative forms.

[Sch. 1.] And Thomas (Ernyate) comes and says that John and Galiena after the death of Patrick brother of Galiena, entered the moiety of the messuage and half virgate of land, as his writ says, as her heritage which fell to her as her purparty by the death of Patrick ; and Adam seeing and knowing this, then divested himself of the moiety of the said messuage and land in full hundred court so changing his state and giving back the land to Galiena as to the true and right heir. This done, John and Galiena of their good seisin then enfeoffed Adam of the land paying to him and his heirs etc. yearly 7s. and doing therefor the other due and customary services, and he produces a certain charter of feoffment under the name of John and Galiena which testifies to this, and that this is so he puts himself on the assize.

And Richard (de Emmebur') says that whatever charter he may produce under the names of John and Galiena that charter ought not to cause harm to him or to benefit Thomas, because he says John and Galiena had no seisin of that land so that they could enfeoff Adam of the land or by which Adam could have the fee ; and that this is so he asks for an enquiry by the country and puts him on the inquisition of the country.

Therefore let a jury be made thereon.

The jury say that John and Galiena never were in seisin of the tenement so that they could enfeoff Adam thereof nor did Adam ever change his state from the first grant of Patrick.

Therefore to judgement.

[Sch. 1d.] And they (John and Galiena) say in objection against them, that Adam father of Thomas was not in seisin in his demesne as of fee, as Thomas says, of the moiety of the messuage and of the land, on the day he died, because they say that one Patrick de Muntford granted and demised to Adam de Ermegate and Edith his wife for the term of their lives one messuage and one virgate of land in Salford paying him therefor yearly 14s. at four terms yearly namely etc. and doing therefor the other due and customary services as is contained in a certain writing, which writing John and Galiena

and Richard produced in the form of a chirograph made between them which testifies to this.

And Thomas says that he cannot deny that Adam his father did at one time hold the tenement by the grant of Patrick for the term of his life and of that of Edith his mother as the writing they have produced witnesses, but he says that, immediately after the death of Patrick, Adam and Edith gave back a moiety of the messuage and tenement to John and Galiena as the right and inheritance of Galiena who were in good and peaceful seisin and stood so for eight days and more, and then John and Galiena enfeoffed Adam and Edith of the same moiety of the messuage and land and put them in seisin; and that this is so Adam produces a charter of feoffment under the names of John and Galiena which witnesses to the same and that this is so he puts himself on the jurors of the assize.

And John and Galiena likewise.

[Sch. 2] And Thomas says that John and Galiena, some time after the death of Patrick the brother of Galiena, enfeoffed Adam his father of a moiety of the messuage and of the land which descended to her as her purparty after the death of Patrick, so that Adam by the enfeoffment of John and Galiena had a free tenement and fee therein and died seised thereof.

He also produces a charter under the names of John and Galiena which witnesses to the same and [he says] that Adam by the said feoffment changed his state, entirely removing himself from the tenement, and afterwards in full hundred court had his seisin again by the aforesaid feoffment, and that this is so he puts himself on the assize.

And Richard (de Emmebury) says that John and Galiena never had seisin of the messuage and land so that they could enfeoff Adam of the tenement nor did Adam ever change his state from the first grant of Patrick, and that this is so he asks for an enquiry by the country in the manner of an inquisition, and Thomas likewise.

Therefore let the assize be made.

The jury say that John and Galiena never were in seisin of the tenement so that they could enfeoff Adam thereof nor did Adam change his state in any way nor did he die seised thereof in his demesne as of fee.

Therefore to judgement.

A day is given to them on the morrow of S. Edward (14 Oct.) at Westminster.

Richard de Emmebur' puts in his place Nicholas le Rus to hear judgement on the morrow of S. Edward (14 Oct.) at Westminster, and John le Moine and Galiena his wife [put in their place] the same Nicholas against Richard etc.<sup>1</sup>

(m. 8) Roger son of Thomas de Frie of Nailsy came and withdrew from his writ, therefore he and his pledges for the prosecution are in mercy, namely Roger Geget of Farnburgh and William de Carswell.

Afterwards Robert de la More comes and acknowledges the messuage and land sought against him to be the right of Roger and gives it back to him by licence.

And for this acknowledgment Roger gave Robert 20s.

(m. 8) A day is given to Hugh Wyteng and Elyc (*sic*) his wife, plaintiffs, by writ of assize of novel disseisin, and to W. Bishop of Bath and others contained in the writ on the morrow of Michaelmas (30 Sept.) at Redeclyve, and the writ remains in possession of the Sheriff because they were not attached, and the Sheriff is ordered to attach W. Bishop [of Bath] and the others.

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**Roll No. 1214.**—Pleas of juries and assizes at La Redeclyve on the morrow of Michaelmas in the 54th year [of Henry III] (30th of September 1270).

(m. 2) Somers: A day is given to Hugh Wyteng, Eva his wife and Alice Wyteng, plaintiffs, on a plea of novel disseisin and to William Bishop of Bath and Wells, Walter le Botiler and others contained in the original writ, defendants, upon reasonable summons fifteen days beforehand.

(m. 2) The assize comes to recognise whether William de

<sup>1</sup> The preceeding paragraph is at the foot of the membrane.

Waldene unjustly [and] without a judgement disseised Thomas de la Bergh and Isabel his wife of their common of pasture in Rouleston<sup>1</sup> which belongs to their free tenement in the said town, whereof they complain that William disseised them of an acre and a perch and 3 acres of moor in the said town.

And William comes and he says nothing whereby the assize should stand over, so let the assize be taken against him by default.

The jury say that William disseised them, Thomas and Isabel, of the acre and the perch of land.

Therefore it is considered that Thomas and Isabel shall recover their seisin by view of the recognitors against William, of the acre and the perch of land and that the house and bank and whatever else is to their hurt shall be demolished, and William is in mercy, and as regards the [3] acres of moor, Thomas and Isabel are in mercy for their false claim.

(m. 2) John Golde puts in his place Robert de Blakemore, [or] John son of John Golde on a writ of mortdancesthor between the same John, plaintiff, and Humfrey le Syur, defendant, concerning a tenement in Baggedripe.<sup>2</sup>

(m. 2) Somerset : Joan la Brune puts in her place Walter la Bole and Adam Geffe against William Mansel on a plea of trespass.

(m. 2) Memorandum, that the writ of novel disseisin of Walter le Fleming which he brought against the Abbot of Glastonbury concerning common of pasture in Godinemore stands over and is in the possession of the Sheriff because no pledges were found for the prosecution.

**Roll No. 1212.**—Pleas of assize before Adam de Greynvill at Wells on Friday before Whit-Sunday, in the 55th year [of Henry III] (22 May 1271).

(m. 7) John de Saint Walery, Sheriff of Somerset, is in mercy because he had not the original writ of novel disseisin which Philip de Boscho brought against William Everard and Maud his wife concerning a tenement in Ashulle.

<sup>1</sup> Rolstone in Banrwell.

<sup>2</sup> Bawdrip.



(m. 7) John le Turk offered himself on the said day against Roger de Potteford on a plea of assize of mortdancestor and the Sheriff did not return the writ of resummons to resummon Ellis in the county of Somerset and Raymond de Clivedona, whose (Ellis'?) body and tenements are in the custody of the aforesaid Raymond, and let John de Potteford sue out a writ.<sup>1</sup>

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**Roll No. 365.**—Pleas of divers counties before R. de Seyton and his associates, justices itinerant in the county of Kent, in the 55th year of Henry III. Foreign pleas at Canterbury on the morrow of Trinity (1 June 1271).

[m. 93) Somers: Walter de Wengham and Maud his wife, by their attorney, offered themselves the fourth day against Thomas de Marreys on a plea that he perform to them the customs and right service which he ought to perform for his free tenement which he holds of them in Kingston<sup>2</sup> as in rents, arrears, and other things etc.

And he did not come etc. and he has made many defaults; therefore the Sheriff is ordered to distrain him on all his lands etc. so that of the issues etc. and to have his body on the morrow of S. John Baptist (25 June).<sup>3</sup>

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**Roll No. 365.**—Essoins taken at Canterbury from Trinity in fifteen days in the 55th year [of Henry III] (before R. de Seyton, 14 June 1271).

(m. 95d) Somers: Roger de Reyny [is essoined] against Maud de Turbervill on a plea of land, by William Reymund. [A day given] on the octave of S. John Baptist (1 July). *Affd.*

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**Roll No. 365.**—Pleas of divers counties before R. de Seyton on the morrow of S. John Baptist [in the 55th year of Henry III] (25 June 1271 at Canterbury).<sup>4</sup>

<sup>1</sup> There is some confusion in this entry.

<sup>2</sup> Kingston Seymour.

<sup>3</sup> This entry is also enrolled on Roll 366, m. 1.

<sup>4</sup> Fines were levied at Canterbury on this day.

(m. 94) Somers : Walter de Wengham and Maud his wife, by their attorney, offered themselves the fourth day against Thomas de Marreys on a plea that he perform to them the customs and right service which he ought to perform for his free tenement which he holds of them in Kingeston.

And he did not come and he has made many defaults, so that the Sheriff was ordered to distrain him on all his lands etc. so that of the issues etc., and to have his body here on this day ; and the Sheriff did nothing therein but sent word that Gervase the Carpenter, Adam de Lampulleweye <sup>1</sup>, Robert Redyman and John de la Redewyke became sureties for him, therefore they are in mercy and as before the Sheriff is ordered to distrain him on all his lands etc. so that of the issues etc. and to have his body before the justices at Westminster on the octave of Michaelmas (6 Oct.) etc. and the Sheriff is to be there to hear his judgement. Afterwards Thomas came.<sup>2</sup>

(m. 94) Somers : Thomas de Marrays was summoned to answer Walter de Wengham and Maud his wife on a plea that he perform to them the customs and right services which he ought to perform to them for his free tenement which he holds of them in Kyngestone, whereof they complain that Thomas holds 1½ hides of land in Kyngeston by homage and by doing suit to Maud's court at Kyngeston, from three weeks to three weeks, and by service of 2s. yearly, concerning which homage and services one Peter,<sup>3</sup> the father of Maud whose heir she is was seised of the said rent in his demesne as of fee and right and of the homage and suit as of fee and right in the time of the present King, taking thereof the issues etc. and from Peter the right to receive the said services descended to this Maud who now claims as daughter and heir, and that such is her right she offers etc.

And Thomas comes and he fully acknowledges that he holds the tenement of Walter and Maud by homage and by the service of doing suit to Maud's court at Kyngeston from

<sup>1</sup> *Ampellewere* in the duplicate enrolment (Roll 366, m. 1d).

<sup>2</sup> The three preceding words are added in the margin.

<sup>3</sup> De Sancto Mauro, son of Miles de Sancto Mauro.

three weeks to three weeks. And as to the service of 2s. he denies the right of Maud and the seisin of Peter and the whole etc. and puts himself on the grand assize of the King and asks for recognition to be made whether he has greater right to hold the tenement of Walter and Maud by homage and by service of doing suit to Maud's court at Kyngeston from three weeks to three weeks, as he acknowledges, or by that service and besides by the service of 2s. yearly, as Walter and Maud claim from him. A day is given them at Cycestre from Michaelmas in fifteen days (13 Oct.), and then let four knights come etc.

**Roll No. 1199.**—Assize held before J. de la Linde at Egham on the morrow of S. John the Baptist in the 55th year of Henry III (25 June 1271).

(m. 16) Somers: Richard de Chauton, Robert de Puriton, Richard de la Plesse and Robert de la Putte became sureties for Ives le Clerc, for his appearance (*ad standum recto*) concerning a charge of trespass committed against the King and against the justices.

**Roll No. 365.**—Pleas at Rochester on the octave of S. John the Baptist in the 55th year [of Henry III] (1 July 1271).

(m. 94) Somers: Ralf de Bagepuz gives half a marc for licence to agree with Walter de Wengham and Maud his wife on a plea of covenant, and they have a chirograph etc.<sup>1</sup>

(m. 94d) Somers: Roger de Regni offered himself the fourth day against Maud de Turberville on a plea that she be here on this day to hear the recognitors of the assize of novel disseisin which the same Maud arraigned against Roger concerning a tenement in Dulverton.

And Maud now does not come, and she was the plaintiff.

Therefore Roger may go without a day and Maud and her pledges for the prosecution are in mercy; let enquiry be made as to the names of the pledges.

**Roll No. 1199.**—Assize of novel disseisin held before J. de la Linde at Bath on the feast of S. James the Apostle in the 55th year of Henry III (25 July 1271).

<sup>1</sup> *Somerset Fines*, vol. i., p. 229.

(m. 16d) Somers : The assize comes to recognise whether Alexander Loterel, William Russel, Andrew son of Alexander Loterel, Warin de Ralee, John Brutach, John Tregoz, Richard de Chelton, Richard de la Plesse, Richard de Cogan, Henry de Forneus, Henry de la Cumbe, Henry de Holeford, John le fiz Ors, Godfrey de Combe, Davit de la More, William Syrewold, William de Pyrie, Ralf brother of the same William, Godfrey le Provost, William brother of the same Godfrey, Robert de Puriton, Ives le Clerc, Walter de Barinton, and William de Wygeberewe unjustly etc. disseised the Master of the house of S. Mark of Byleswike of his free tenement in Stocklound after the first etc. whereof the Master, by his attorney, complains that they disseised him of a messuage, 5 carucates of land and a rent of 2s.

And John Tregoz, Richard de Cogan, Henry de Forneus, Henry de la Cumbe, Henry de Holeford, John fiz Ors, Godfrey de Combe, Davit de la More, William Syrewold, William Pyrie, Ralf his brother, Godfrey le Provost, William his brother and Robert de Puriton did not come ; they were not attached because they were not found, therefore let the assize be taken against them by default.

And Andrew and William de Wygeberewe answer by their bailiffs, and Warin de Ralee and John Brutach come and they say, with Andrew and the others, that they are not bound to answer this writ nor ought the assize between them to run, because they say that the Master never was in seisin of the manor of Stocklond as of free tenement so that he could be disseised.

And Alexander, by his bailiff, makes the same answer and he says that in the time of Henry de Gant, at one time Master of the house, he himself had seisin of the manor of Stoclond so that in his (Henry's) lifetime and after his death he held the manor and was in good and peaceful seisin of the same and he obtained that seisin without changing his state and that the aforesaid Master never had seisin of the manor so that he could be disseised thereof, and on this he puts himself on the assize, etc.

And the Master by his attorney, says that Henry de Gant,

one year and more before his death, on account of bodily weakness relinquished the charge of the house so that the venerable father G.<sup>1</sup> Bishop of Worcester, the diocesan of the place, at the presentation of the brethren of the house, admitted him Master as guardian and governor of the same and he produces a letter of the Bishop which witnesses to this and he says that he was in good and peaceful seisin of the manor of Stoclond for a long time until Alexander and the others unjustly disseised him, and on this he puts himself on the assize.

The jury say that the Master, whilst Henry de Gant was still alive, was admitted to the Government of the house of S. Mark by the Bishop of Worcester and had seisin of all the lands and tenements regarding that house, as well of the manor of Stoclond as of the other lands and tenements belonging to it, and that the same Master was in good and peaceful seisin of the manor until Henry de la Combe, Henry de Holeford, Godfrey de Combe, Davit de la More, William Syrewold and William brother of Godfrey le Provost unjustly and without a judgment disseised him.

Therefore it is considered that the Master shall recover his seisin of the messuage, 5 carucates of land and 2s. rent, by view of the recognitors.

And Henry de la Combe, Henry de Holeford and the others are in mercy.

And because it is shown by the assize that Alexander Loterel, William Russel, Andrew son of Alexander Loterel, Warin de Ralee, John Brutasch, John Tregoz, Richard de Chelton, Richard de la Plesse, Richard de Cogayn, Henry de Forneus, John fiz Ors, William de Pyrie, Ralf his brother, Godfrey le Provost, Robert de Pyriton, Ives le Clerc, Walter de Barinton and William de Wygeberwe did no injury or disseisin to the Master, therefore they may go without a day, and the Master is in mercy for his false claim.

Damages 100s., half [paid] to the clerks.

And the jury, asked by the justices, into whose hands the

<sup>1</sup> Godfrey Giffard, consecrated 1268.

issues came, say that the steward of Alexander and his reeve (*prepositus*) received the issues for the use of the house ; therefore the Sheriff is ordered to collect from the lands and chattels etc.

(m. 16d) Somers : Brother Gilbert, Master of the house of S. Mark of Byleswyke, puts in his place brother Robert de Melcheburn or brother Robert de Radynges against Alexander Loterel and others contained in the original writ on a plea of assize of novel disseisin.

**Roll No. 1212.**—Pleas at Wells on the morrow of S. Peter's Chains [in the 55th year of Henry III] (2 August 1271).

(m. 1) Robert Lovel [is essoined] against Alexander le Tayllur on a plea of a jury of twenty-four knights, by Nicholas de Apperleye. A day is given on [Tuesday] after the Assumption (18 Aug.) at Wells. And the original writ is in the possession of the Sheriff.

(m. 1) A day is given to John le Turk, plaintiff, on a plea of mortdancestor against Roger de Puteford, defendant, on Tuesday after the Assumption (18 Aug.) at Wells.

(m. 1) A day is given to Beatrice daughter of Robert le Clerk of Wateley, plaintiff, and to Walter de Wateleye and Alice his wife, defendants, on a plea of mortdancestor, on the above day at Wells, because the writ came so late ; and the writ is in the possession of the Sheriff.

(m. 1) Roger de Putteford puts in his place John Grey on a plea of mortdancestor against John le Turk.

(m. 1) A day is given to Richard de Kenne, plaintiff, on a writ of novel disseisin against Walter de Wingham defendant, day and place as above (18 Aug.).

(m. 1) A day is given to Hugh Wyteng and Eva his wife, plaintiffs, against W. Bishop of Bath, defendant, day and place as above (18 Aug.).

(m. 1d) Roll of attorneys.

Edith daughter of Robert Clerk of Langeford puts in her place Thomas le Venur of the same, on a plea of mortdancestor against Walter de Wateleg' and Alice his wife.

(m. 1d) Beatrice sister of the same Edith puts in her place Reynold de la Burne against the same on the same.

**Roll No. 1212.**—Pleas of juries and assizes before Adam de Greynvill on Sunday, the morrow of S. Peter's Chains, at Wells [in the 55th year of Henry III] (2 August 1271).

(m. 9) Amercement from John de Saint Valery (*Walerico*), Sheriff of Somerset and Dorset, in mercy for contempt.<sup>1</sup>

William de Helecumbe, bailiff of Abedick, is in mercy for contempt.

(m. 9) Hugh de Wyteng and Eva his wife and others named in the original writ, who brought a writ of novel disseisin against W. Bishop of Bath and Wells and Walter le Butiller and others named in the writ, do not proceed, therefore they and their pledges for the prosecution are in mercy, namely William Petit and Henry de Ponte.

(m. 9) The assize comes to recognise whether William Everard and Maud his wife unjustly and without a judgement disseised Philip de Bosco of his free tenement in Ashulle after the first etc. whereof he complains that they disseised him of 50 perches of land in length and 6 feet in width in the said town.

And Maud did not come but William comes and answers for himself and for Maud and he says that they did him no injury or disseisin therein, for he says that Philip has no free tenement whereof he can be disseised, for, he says, the tenement which he put to his view is the free tenement of Maud and not of Philip. He says also that they have a wood inclosed with a bank and ditch and that they gave up the part of their free tenement, [measured] from the hollowing of the ditch and lying outside it, reducing [their tenement] by two feet and a half. [*Dicit etiam quod habent quendam boscum fossate inclusum et dimiserunt de libero tenemento suo a concavitate fossati ex profundum* (sic) *fossati ad aminitanciam duorum pedum et dimidii.*]

<sup>1</sup> This incomplete entry is cancelled.

And he says further that Philip cut down a tree growing on the bank, (whence he says that if any disseisin was done, it was done by Philip and not by William and that this is so they seek an assize),<sup>1</sup> and so they did no disseisin upon Philip and that this is so they seek an assize.

The jury say that William and Maud disseised Philip of his free tenement of 50 perches of land in Hashulle as is stated above.

[Therefore it is considered that William and Maud may go without a day as regards the three (*sic*) feet and a half in the ditch and Philip is in mercy for his false claim, and that Philip shall recover his seisin as regards the three (*sic*) feet and a half outside the bank, and William and Maud as to this are in mercy.—(*Ideo consideratum est quod predicti Willelmus et Matillis eant inde sine die quoad iii pedes et dimidium in profundo fossati et quod predictus Philippus in misericordia pro falso clamore, et quod predictus Philippus recuperet seisinam suam quoad dictos tres pedes et dimidium extra fossatum et predicti Willelmus et Matillis quoad hoc in misericordia*).<sup>2</sup>]

(m. 9) The assize comes to recognise whether William Everard and Maud his wife unjustly and without a judgement disseised Philip de Bosco of his common of pasture in Hashulle after the first etc., whereof he complains that they disseised him of 100 acres of pasture in which he was used to have common rights at all times of the year with all kinds of beasts.

And Maud did not come but William comes and answers for Maud and he says that they did him no injury or disseisin therein because he says that they have a wood which is their severalty and which is outside the forest regard, so that Philip ought not to have, nor is he used to have any common in that wood with his beasts except by evasion; and that this is so he puts himself on the assize.

The jury say that William Everard and Maud his wife disseised Philip de Bosco of his common of pasture, as he complains, where he was used to have common rights with all

<sup>1</sup> The twenty-seven preceding words are cancelled.

<sup>2</sup> This paragraph is cancelled.



kinds of beasts at all times of the year, excepting goats and pigs in the time of pannage.

Therefore it is considered that Philip shall recover his seisin as aforesaid by view of the recognitors, against William and Maud his wife, and William and Maud are in mercy ; they are pardoned.

Damages 5s.

(m. 12a) Assize of Ashill.

William de Carevyle

Nicholas de Drayton.

William Fossard.

Roger de Hyleford.

Richard de Chauton.

William Baudewyn.

Peter le Rus.

William le Keu.

John de Draycote.

Walter le Archedekene.

Richard de Beston.

Philip Ospinel.

(m. 9) William Creyde, bailiff of la Stane, is in mercy for contempt.

(m. 9) A day is given at the prayer of the parties, for a recognition upon the premises, day and place as above.

**Roll No. 1217.**—Assizes held at Radeclvyve near Bristol on Thursday after S. Laurence in the 55th year of Henry III (13 August 1271).

(m. 6) Somers: The assize comes to recognise whether Roger de Reygny and Thomas de Ho unjustly etc. disseised Maud de Turbervill of her free tenement in Dulverton after the first etc. whereof she complains that they disseised her of two parts of the manor of Dulverton.

And Roger comes and answers for himself and for Thomas and he says that the tenement was the right and inheritance of one Richard once [the husband] of Maud so that Maud had nothing in the tenement except with Richard her husband as his wife, and further he says that he did not have entry by disseisin, but rather he had entry by a judgement of the King's court ; for he says that on another occasion before H[enry] de Br[acton] justice assigned, he brought an assize of mort-

dancestor against Robert de Schete<sup>1</sup> who dispossessed him of that tenement, concerning the death of [Richard de Tur]bervill, which [assize] went into all the articles contained in the writ of mortdancestor, so that by that assize and by [judgement of the aforesaid] Henry, he recovered the tenement; and that this is so he puts himself upon the rolls of the aforesaid Henry.

And Maud acknowledges that an assize took place (*transiit*) between Roger and Robert de Schete, but [she says] that assize ought not to and cannot prejudice her, for she says that at the time when Roger obtained his writ [of mort]dancestor against Robert de Schete and on the day on which the assize between them took place she was in seisin of the tenement as of that of which [she and] Richard her husband were jointly enfeoffed and in which she remained after the death of Richard her husband and never changed [her estate therein] until after the aforesaid assize had been taken, which assize was obtained and taken by collusion between Roger and Robert de Schete, Thomas de Ho, who then was bailiff of . . . . . and Roger . . . . .<sup>2</sup>

**Roll No. 1212.**—(m. 12) No date. 18 (?) August 1271.<sup>3</sup> Wells.

(m. 12) A day is given to Roger le Turk, plaintiff, and Roger de Putteford, defendant, on Sunday before S. Bartlolumew (23 Aug.) at Wells. The writ is still in the possession of the Sheriff. The bailiff of the Earl of Gloucester was ordered to have present Ellis son and heir of Richard Coffin on the same day.

(m. 12) The same day is given at the same place to Alexander le Tayllur who brought a jury of twenty-four against Robert Luvel; and the writ likewise is in possession of the Sheriff.

<sup>1</sup> *Somerset Pleas*, p. 428. Roger de Reyny was brother of Richard de Turbervill.

<sup>2</sup> The remainder of this entry is torn away with the exception of a few illegible words at the end of each line.

<sup>3</sup> This day was given to the essoiners, in several cases, on 2 August. See p. 150.

(m. 12) The same day is given at the same place to Robert de la Mare who brought a writ of novel disseisin against Denyse who was the wife of Stephen de Rumesye.

(m. 12) The same day is given to Beatrice daughter of Robert the Clerk of Wateleye and others named in the writ, who brought a writ of mortdancestor against Walter de Wateleye and others named in the writ, and the writ likewise etc.

(m. 12) The same day is given etc. to Hugh Wyteng and others etc. who brought a writ of novel disseisin against W. Bishop of Bath and Wells and others in the writ etc. and the writ likewise etc.

(m. 12) The same day is given etc. to Richard Ken who brought a writ of novel disseisin against Walter de Wengham and Maud his wife and the writ likewise etc.

(m. 12) The same day etc. is given to Nicholas de la Rigge who brought a writ of novel disseisin against William de Godmaneston etc. and the writ likewise etc.

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**Roll No. 1212.**—Pleas before Adam de Greynvill at Wells on Sunday the eve of S. Bartholomew in the 55th year [of Henry III] (23 August 1271).

(m. 10d) A day is given to Richard de Ken who brought a writ of novel disseisin against Walter de Wengham, on Friday before Michaelmas (25 Sept.) at Redeclyve, Bristol.

(m. 10d) The same day is given to John le Turk against Roger de Putteford, and the Sheriff is ordered to have present Ellis son of John Coffin, whom Roger de Putteford vouches to warranty, on the same day.

And because Roger says that Ellis is not of full age so that he can warrant, and John le Turk says on the contrary that he is, enquiry shall be made about his age at the said time and place; and if it should be found that he is not of full age John le Turk shall give the King 40s. for a penalty. The writ is in the possession of the Sheriff.

(m. 10d) The assize comes to recognise whether Walter de la Grave and others named in the original writ disseised Robert de Dunwere of his free tenement in Dunwere after the

first etc., whereof he complains that Walter and the others disseised him of a messuage and of 12 acres of land in Dunwere.<sup>1</sup>

And Walter and the others come and they say that in no way did they disseise Robert as etc., but they say that Hugh de la Pulle, father of Joan and Edith, etc.

Afterwards Ralf (*sic*) de la Grave came and asked leave to withdraw from his writ and he has it ; therefore etc.

(m. 10d) Richard de Ken who brought a writ of novel disseisin against Walter de Wengham and Maud his wife asks leave to withdraw from his writ, and he has it.

(m. 10d) The assize comes to recognise whether Denyse who was the wife of Stephen de Romesye and Walter son of Stephen unjustly and without a judgement disseised Robert de la Mare of his common of pasture in Westmodiford which belongs to his free tenement in that town, after the first etc. whereof he complains that they disseised him of his common of pasture in that town where he was used to have common rights in the open season with all kinds of beasts at all times and now, excepting Wehulle and excepting all the wood with the croft near the door of the court and excepting a meadow, where he did not have common rights at any time of the year.<sup>2</sup>

And Denyse and Walter son of Stephen come and they say that in no way did they disseise Robert as etc. but they say that every year they ought to have [every] third field in their demesne until the feast of All Saints so that none should enter therein with his beasts except themselves and as to what he says that they disseised him of his common in the aforesaid meadow, they say that in no way did they disseise him of the meadow because he never had seisin except on sufferance, and that this is so they put themselves on the assize.

The jury say that Denyse and Walter her son disseised Robert in all the aforesaid places except in Wehule, in the wood and in the croft.

<sup>1</sup> Dunwear in Bridgwater.

<sup>2</sup> This last exception does not agree with the subsequent pleadings or with the judgement, whereby he was amerced for his false claim in respect to the meadow.

Therefore it is considered that [Robert] shall recover his seisin of all the said places and Denyse and Walter are in mercy; and as to the meadow they say that he never had seisin of common rights in the said meadow.

Therefore Robert is in mercy for his false claim.

Damages 5s., [paid] to the clerks.

[m. 10d) Nicholas de la Rugge and Alice his wife who brought a writ of novel disseisin against William de Godmanestone of Dichenescove<sup>1</sup> do not proceed; therefore they and their pledges for the prosecution are in mercy, namely Walter Elys and Richard Briz.

(m. 10d) A day is given to Richard son of William Costantin against Richard Costa.<sup>2</sup>

(m. 10d) Be it remembered that the writ which Philip de Bosco brought against W. Everard is in possession of the Sheriff—let him have it at the said time and place (25 Sept.).

(m. 11d) Somers: Nicholas Long, defendant, attorney of John de Muscegros, [is essoined] against Thomas de Salto Marisco on a plea of assize of mortdancestor, by Nicholas le Porter.

The same Nicholas [is essoined] against David le Blunt and Pernel his wife on a plea of warranty by Roger son of William. *Affd.* A day is given on Friday before Michaelmas (25 Sept.).

(m. 11d) Alice the wife of Walter de Wateley [is essoined] against Alice, Christina, Beatrice, Thomas le Venur and Edith his wife, the daughters of Robert le Clerk on a plea of assize of mortdancestor, by William de Wellesleye. A day is given at Radeclive on Friday before Michaelmas (25 Sept.) and Walter the husband of Alice offered himself against Christina; the writ is with the Sheriff.

(m. 11d) Somers: Geoffrey Wyteng, attorney of Alice Wyteng, plaintiff, [is essoined] against William, Bishop of Bath and Wells, Walter le Botyler, Walter in la Combe,

<sup>1</sup> Discove in Bruton.

<sup>2</sup> This unfinished entry is cancelled.

Reynold in la Combe, Richard son of Simon in la Dene, Simon in la [Dene], Roger Chislock, Hugh son of Maud, Roger de Harewode, Adam David, Adam Atteford, Walter de Harewode, Walter Boveton, Peter de Harewode, John Mabile, Stephen Mabile, Ellis le Ro and Richard son of Ellis de Harewood, on a plea of assize of novel disseisin, by William Petit. *Affd.* A day is given on Friday before Michaelmas (25 Sept.) at Redeclyve.

(m. 11d) Hugh Wyteng, attorney, plaintiff, [is essoined] against the same on the same by William de Briweton. *Affd.* The same day (25 Sept.) is given to him at La Redeclyve.

(m. 11d) Roger Lovel [is essoined] against Alexander le Tayllur on a plea of a jury of twenty-four [on an assize of] mortdancestor, by Roger Lovel. *Affd.* [A day given] at La Redeclyve on Friday before Michaelmas (25 Sept.). The writ is with the Sheriff.

(m. 11d) Alice, the daughter of Robert the Clerk and Christina her sister put in their place Roger de la Burne and Thomas le Venur against Walter de Wateleye and Alice his wife.

Writs concerning Somerset to be pleaded before Adam de Greynvill on Friday before Michaelmas (25 Sept.).

Writ of mortdancestor of John le Turk

Writ of twenty-four knights of Alexander le Tayllure

Writ of mortdancestor of Beatrice daughter of Robert le Clerk of Wateley.

Writ of Hugh Wyteng.

Writ of novel disseisin of Peter de Bosco, a new writ of Nicholas de la Rigge, and a new writ of Henry de Gatesterte and the writs are with the Sheriff, except that of Peter de Bosco.

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**Roll No. 1218B.**—Pleas of assize before Adam de Greynvill at Radeclive on Friday before Michaelmas in the 55th year [of Henry III] (25 September 1271).

(m. 1) The writ of a jury of twenty-four knights which Alexander le Tayllur brought against Robert Luvel remains

to be pleaded because Robert Lovel brought an essoin and a day is given on Tuesday after S. Lucy (8 Dec.) at Wells and the writ is with the Sheriff.

(m. 1) Henry de Gatesstert who brought a writ of novel disseisin against Robert de Montfort of Esley concerning a tenement in Forde asks leave to withdraw from his writ, and he has it.

(m. 1) A day is given to Roger de Putteford who vouched Ellis, son and heir of John Coffin, to warrant him 2 acres of meadow and 2 of pasture in Thorne Coffin, and to John le Turk, plaintiff, to make enquiry whether Ellis is of an age to warrant—on Tuesday after S. Lucy (8 Dec.) at Wells.

(m. 1) The assize comes to recognise whether Robert de Langeford, father of Beatrice, Alice, Cristina and Edith, was seised in his demesne as of fee of a messuage and 6 acres of land in Netherlangeford on the day on which etc. and whether etc. which messuage and land Walter de Wateleye and Alice his wife hold, who come and concerning the land sought against them they vouch to warranty therein Thomas de Mortun; let them have him by aid of the court on the above day (8 Dec. at Wells).

And the Sheriff is ordered to call the assize at the afore-said day and place and to summon Thomas likewise to be present at the same day and place.

(m. 1) The assize comes to recognise whether William de Godmaneston of Dygeneston<sup>1</sup> and John Goremond of Breuton unjustly etc. disseised Nicholas de la Rugge and Alice his wife of their free tenement in Breutone after the first etc. whereof they complain that they disseised them of 21 acres of land and of a rent of 20s. from a messuage in the town of Bryutone etc.

And William de Godmaneston and John Gorimond who is the tenant of the 21 acres of land, come by their bailiff and he says that John has a wife, by name Gua, who is enfeoffed jointly with him of the tenement and she is not named in the writ, therefore he asks judgement.

<sup>1</sup> *Sic.* Discove in Bruton.

And Nicholas cannot deny this; therefore John may go without a day and Nicholas and Alice are in mercy; they may procure themselves another writ if they wish.

**Roll No. 913.**—Pleas before Roger de Seyton at Chichester in the 55th and 56th years of Henry III. Still of juries and assizes before J. de Cobham at Chichester<sup>1</sup> (13 Oct 1271?).

(m. 2) Sum: Joan who was the wife of Thomas de la Hautevill offered herself the fourth day against Hugh de la Huttevill on a plea of a third part of 28 acres of land and 30 acres of wood in Norton Hautevill, and on a plea of a third part of 2 acres of meadow in Dundray, and against Thomas de Hautevill on a plea of a third part of a rent of 50s. in Vellaue,<sup>2</sup> and against the Master of the Hospital of S. John at Bristoll on a plea concerning one third part of a rent of 10s. in the suburb of Bristol, which she claims as dower against them.

And they did not come.

Judgement: that the aforesaid third parts be taken into the King's hand and the day etc. and that they be summoned to be at Guildford co. Surrey on the morrow of S. Martin (12 Nov.).

**Roll No. 875.**—Pleas of foreign counties before Master R. de S[eyton] and his fellows, itinerant justices in the county of Surrey, Adam de Greynvill, R. de Hengham, J. de Colburn at Guildford, on the morrow of S. Martin in the 56th year [of Henry III] (12 November 1271).

<sup>1</sup> On 18 July, 1271, Master Roger de Seyton, Ralf de Hengham, Adam de Greynvill and John de Cobham were appointed to be justices to go on eyre for common pleas in the counties of Sussex and Surrey (*Cal. Pat. Rolls*, 55 Hen. III, p. 551). The date is probably 13 October, 1271, a day to which reference is made in the case of Joan de Hautevill on p. 161.

<sup>2</sup> Walley in Chew Stoke.



(m. 2) Suss: <sup>1</sup> A day is given to Walter Wengham and Maud his wife by their attorney, plaintiffs, and Thomas de Marynes to hear the election [of the jury] concerning the services and customs which Walter and Maud exact of Thomas for the free tenement which he holds of them in Kyngesdon, from S. Martin in three weeks (2 Dec) for default of the four knights, because none came. Therefore the Sheriff is ordered to distrain them on all their lands etc. so that of the issues etc. and to have their bodies at the aforesaid term etc.

(m. 2) Joan who was the wife of Thomas de Hauteville sought against Drew de Hauteville a third of 28 acres of land and 30 acres of wood in Norton Hauteville and a third of 2 acres of meadow in Dundry and against Thomas de Hauteville a third of fifty shillings of rent in Wellewe and against the Master of the Hospital of St. John of Bristol a third of ten shillings of rent in the suburb of Bristol as her dower etc.

Drew and the others come, and Drew concerning the third sought against him says that Joan ought not to have dower thereof because after the death of Thomas her husband she remitted and quitclaimed all her right in all his lands for a certain piece of land which he assigned to her to be held in dower whereof she is now in seisin and for which she held herself content; and therefore he puts himself on the county; and Joan likewise. Therefore let there be a jury thereof. And the Sheriff is ordered to make to come before the justices itinerant in Sussex at Chichester on the morrow of the Epiphany (3 Feb.), unless Adam de Greynvill come before to those parts, twelve etc. by whom etc. who neither etc. to recognise in the form aforesaid because as well etc.

Thomas de Hauteville concerning the third sought against him vouches to warranty Drew de Hauteville. Let him have him before the justices itinerant at Chichester on the morrow of the Epiphany by aid of the court. And they are summoned in the same county.

(m. 2) Sumers: Joan who was the wife of Thomas de Hautevill offered herself the fourth day against the Master

<sup>1</sup> The place is Kingston Seymour in Somerset.

of the Hospital of S. John at Bristol on a plea concerning a rent of 10s. in the suburb of Bristol which she claims against him as her dower.

And he did not come and on another occasion he made default namely from Michaelmas in fifteen days (13 Oct.) at Cycestr' after he was summoned etc. so that the Sheriff was ordered to take the said rent into the King's hand and the day etc. and to summon him to be here on this day. And the Sheriff did nothing therein but sent word that the afore-said Hospital is not in the county of Somerset, but in the county of Gloucester.

And Joan being unable to deny this asks leave to withdraw from her writ and she has it etc.

**Roll No. 875.**—Essoins '*de malo veniendi*' taken at Guildford on the morrow of S. Martin (12 Nov.) in the 56th year of Henry III.

(m. 19) Sumers: The Master of the Hospital of S. John at Bristol [is essoined] against Margaret who was the wife of William de Beaumont (*Bello Monte*) on a plea of land, by Nicholas Beket. [A day given] from S. Martin in three weeks (2 Dec.). *Affd.*

**Roll No. 1218B.**—Pleas before Adam de Greynvill on Tuesday after S. Lucy the Virgin in the 56th year [of Henry III] (15 Dec. 1271) [at Wells].

(m. 3) Martin de Forde is in mercy for contempt because he did not consent to pleas being heard in his house at Wells —100s.

(m. 3) Essoin: Maud who was the wife of William le Mareschall [is essoined] against William rector of the church of S. James of Loccombe<sup>1</sup> on a plea of land by a writ called *utrum*, by Nicholas Herleton, and the writ is with the Sheriff.

Hugh Everard [is essoined] against the same on the same, by William Kerde. *Affd.*

<sup>1</sup> Lewcomb (East Chalborough), co. Dorset.

Thomas Modi [is essoined] against the same William on the same, by William de Borton, the same day is given.<sup>1</sup>

Rose the wife of Randolph Pilketin [is essoined] against the same William on the same, by Ellis de Cobelane—same day.

Maud wife of Henry Kael [is essoined] against the same William on the same, by Richard le Wolbetere—the same day is given.

Nicholas le Frie [is essoined] against the same William on the same, by W. Fabian—the same day is given,

(m. 3) Ellis Cofin, son of John Coffin, whom Roger de Putford vouched to warranty, [is essoined] against John le Turk on a plea of assize of mortdancestor, by Robert Muchet, the writ is with the Sheriff. The same day is given.

And Roger puts in his place Robert Muchet against the same Ellis.

(m. 3) William, parson of the church of S. James of Luccombe, puts in his place William de Wycumbe or Robert Cachefot [against Maud] who was the wife of William le Mareschal and others contained in the writ on a plea which is called '*utrum*.'

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**Roll No. 1218B.**—Pleas of assize before Adam de Greynvill at Radeclive, Bristol, on Saturday the morrow of the Circumcision in the 56th year [of Henry III] (2 January 1272).

(m. 4) Sumers : Thomas Modi is essoined against William, rector of the church of Luvecumbe, [because he is] on the King's service, by William Kerde. *Affidavit*.

Henry Kael [is essoined] against the same by John le Clerc on a plea '*utrum*.' *Affd*.

Randolf Pilketin [is essoined] against the same on the same, by Nicholas le Frye. *Affd*.

Henry and Randolph have wives who were to be summoned for the next day.

<sup>1</sup> As Thomas Modi essoined again on 2 January, 1272, that is probably the day given on this occasion.

A day is given on Monday before Ash Wednesday (7 March) at Wells and the Sheriff is ordered to have present etc. and the writ is with the Sheriff.

(m. 4) Walter de Luveni [is essoined] against Ralf son of William on a plea of assize of mortdancesthor, by John de Lymesy, and the writ is with the Sheriff.

(m. 4) The assize comes to recognise whether a messuage and 18 acres of land are free alms belonging to the church of William, parson of the church of S. James of Louecumbe, or a lay fee of Maud who was the wife of William le Marescal, in Adelardestone.<sup>1</sup>

And William says that one Roger Arundel, for the health of his soul and for the souls of his father and his mother and his ancestors, gave [the tenement] to the brethren of the place of S. James of Luccombe in free alms.<sup>2</sup>

And Hugh Everard comes and, as to the land sought against him, he asks judgement on the writ, for he has a wife, Christina by name, who is enfeofed jointly with Hugh, whereon he asks judgement.

And William cannot deny this, therefore Hugh is quit thereof and William is in mercy.

(m. 4) Nicholas le Frye asks leave to withdraw from his writ and he has it, and let him be in mercy.

(m. 4) Richard (*sic*) son of William who brought a writ of mortdancesthor against Walter de Luveny does not prosecute, therefore he and his pledges for the prosecution are in mercy, namely Walter de Barintone and Stephen Wurich. They are pardoned by the justices.

(m. 4) The assize comes to recognise whether Walter atte Wydie, Robert Ives, clerk, and Adam de Hywis, unjustly etc. disseised Richard Harefot of his free tenement in Wyletone after the first etc. whereof he complains that they disseised him of a messuage and 10 acres of land in Wyletone.

And Walter comes and answers for himself and for all the others and he says that Richard Harefot has brought

<sup>1</sup> Atherstone in White Lackington.

<sup>2</sup> A space is here left blank on the roll.

this assize against him unjustly and he says that Richard on another occasion brought an assize of novel disseisin against them for the same tenement before Adam de Greynvill, the King's justice thereto assigned, and that this is so he puts himself on the assize; and the assize did not come and a day is given etc. as above (7 March) and the writ is with the Sheriff.

(m. 4) John Turk offered himself against Roger Myles of Putteford, who vouched to warranty Ellis son and heir of John Coffin, who did not come; therefore a day is given them at Wells as above (7 March) and Ellis is to be resummoned etc. and the writ is with etc.

(m. 4) The writ which Beatrice, daughter of Robert le Clerk of Wateleye, and Alice and Christina, the sisters of Beatrice, brought against Walter de Wateleye remains to be pleaded because the jury did not come, for it was within the liberty of the Bishop of Bath and the jury was not summoned and the writ etc.

(m. 4) The jury of twenty-four knights which Alexander le Tayllur brought against Robert Lovel remains to be taken for default of the knights and other free men<sup>1</sup>; therefore the Sheriff is ordered to distrain the knights and the others<sup>2</sup> at the time and place above (7 March at Wells); and the writ etc.

Therefore the Sheriff is ordered to distrain the knights and the other free and lawful men on all their lands and chattels, so that no hand is put thereon by them or by anyone else on their behalf, and to answer to us of the issues and to have their bodies at the aforesaid time and place etc.

(m. 4) The jury of twenty-four knights which William de Leye arraigned against Adam de Leghe concerning a tenement in Leghe remains to be pleaded, as above and the Sheriff is ordered, as above.

<sup>1</sup>The previous eleven words have been substituted for "because the justice refused to take it without knights."

<sup>2</sup>The previous seven words have been substituted for "to summon the jury."

(m. 4) Maud de la Lade puts in her place Thomas Crek or William West on a plea concerning land against William parson of Luuicumbe.

(m. 4) Rose who is the wife of Randolf [Pilketin] and Maud who is the wife of Henry le Kael put in their place William Kerde against William parson of the church of Luuecombe.

(m. 4) Margaret wife of Thomas de Hameledon puts in her place William Turpin or Richard de Hameleden against Geoffrey Strich on a plea of debt.

The same Margaret puts [in her place] the same W. or Richard against William de Dultinton on a plea of debt.

The same M. puts [in her place] R. and W. against Hamund the Taylor (*Cissorem*) on a plea of debt.

The same M. puts [in her place] the same R. and W. against Peter le Brun on a plea of debt.

**Roll No. 1218A.**—Pleas of divers counties held before John de Cobham on the morrow of the Purification in the 56th year of Henry [III] (3 February 1272).

(m. 24d) Dors. Isabel de Fortibus Countess of Albemarle, by her attorney, seeks against the Prior of Christchurch of Twyenham 3 virgates and a half and 5 acres of land in Cruke and against William de Wayford 2 parts of  $2\frac{1}{2}$  ferlings of land in the same town and against Roger de Putteford a virgate of land and a ferling of land and a moiety of 2 mills in the same town and against John son of Serlo a messuage in the same town and against Adam Boche an acre of land in the same town and against Geoffrey de Insula parson of the church of Cruke 2 acres of land in the same town and against Nicholas le Frie 2 messuages and a ferling and 7 acres of land in the same town and against William le Pipere a messuage in the same town and against Robert de Hanckhurch a messuage and a ferling of land in the same town and against Walter Toly 2 ferlings of land in the same and

against the Dean and Chapter of Exeter a messuage and a ferling of land in the same, which William de Vernun, great-grandfather of Isabel, whose heir she is, gave to William de Bruere and Joan his wife and their heirs, the issue of William and Joan, and which after the death of William and Joan ought to revert to Isabel because William and Joan died without an heir begotten of their bodies. And the Prior and the others come and they say that they are not summoned here to answer Isabel on the aforesaid plea nor can they be summoned by the Sheriff of Dorset because the tenements are not in Co. [Dorset] but in Co. Somerset.

And Isabel cannot deny this, therefore the Prior and the others may go without a day; and Isabel asks licence to retire from her writ and she has it etc.

(m. 25) Dors. Isabel de Fortibus Countess of Albemarle (Albemarul') by her attorney offered herself the fourth [day] against John son of Serlo on a plea concerning a messuage in Cruk and against Richard le Waleis on a plea concerning a messuage and 7 acres of land in the same town and against Serlo le Keu on a plea concerning a messuage and 7 acres of land in the same, as her right.

And he (*sic*) did not come and he was summoned. Judgment: that the aforesaid tenements be taken into the King's hand and the day etc. and that he be summoned to be here from the Purification in fifteen days (16 Feb.).

(m. 25) Somers: Alexander Huse offered himself the fourth day against Richard de Mayesmor, Thomas de Welleslegh and Walter le Bedel on a plea wherefore they seised Alexander's beasts and unjustly detained them against the pledge etc.

And they did not come, and the Sheriff was ordered to summon them to be here on this day and now he sends word that the writ came so late that he could not etc. Therefore as before the Sheriff is ordered to summon [them] to be [here] from the Purification in fifteen days etc. (16 Feb. 1272).

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**Roll No. 1218B.**—Pleas of juries and assizes before Adam de Greynvill at Wells on Monday before Ash Wednesday in the 56th year of Henry III (7 March 1272).

(m. 2) Walter de Loveny [is essoined] against Ralf de Iggeleby on a plea of assize of mortdancestor by Nicholas de Cherleton; he pledged himself (*affidavit*) on a reasonable summons [to be at] at Wells, and the writ is with the Sheriff.

(m. 2) Nicholas de la Rigge and Alice his wife who brought a writ of novel disseisin against William de Godmaneston of Dichenecove and others in the writ, do not proceed; therefore they and their pledges for the prosecution are in mercy; enquiry is to be made of the names of the pledges etc.

(m. 2) The writ which is called '*utrum*' which William, parson of the church of S. James of Leuecumbe brought against Maud who was the wife of William le Marescal and others in the writ is terminated as against Maud and Hugh Everard and Nicholas le Frie as appears below.

And the same writ is yet to be pleaded against Thomas Mody, Henry Kayel Maud his wife, Randolph Pilk', Rose his wife; and Thomas Modi, Henry, Maud his wife, Randolph and Rose his wife offered themselves on the same day against William the parson of the aforesaid church, and a day is given to them on a reasonable summons, at Wells.

And Thomas Mody puts in his place William Kerde against William parson of the aforesaid church.

Rose wife of Randolph Pilk' puts in her place Randolph her husband against the same, on the same.

Maud wife of Henry Kayel puts in her place Ralf Pilkotyn on the same against the same.

All on a plea '*utrum*,' to be resummoned to be at Wells etc., and the writ is with the Sheriff.

(m. 2) William de la Lade puts in his place Peter de Fakinberge against Master Thomas de Aldeford and others in the writ of a plea of assize of mortdancestor, and the writ is with the Sheriff etc.; to be resummoned to be at Wells etc.



(m. 2) The writ of mortdancestor of John le Turk remains to be pleaded for want of licence of the Bishop, and the Sheriff is ordered to have present Ellis, son and heir of John Coffin, to warrant Roger de Puteford etc.; and the writ is with the Sheriff etc.

(m. 2) The jury of twenty-four knights which William de Legh brought against Adam de Legh and others and the jury of twenty etc. which Alexander le Tay[llur] brought against Robert Lovell remain etc. until after Easter for default of the jurors; and the writs are with the Sheriff, and a day is given as above.

(m. 2) The writ of Beatrice daughter of Robert le Clerc stands over as is above said, and it is with the Sheriff.

(m. 2) The assize comes to recognise whether 5 messuages and 37 acres of land and a half in Athelardeston are free alms belonging to the church of William, parson of the church of S. James Luccombe, or a lay fee of Maud who was the wife of William le Mareschal, Henry Kayel, Maud his wife, Nicholas le Frie, Randolph Pilk', Rose his wife, Thomas Mody and Hugh Everard; of which one Ingram (*Iggeranus*), formerly parson of the aforesaid church, predecessor of William, in the right of his church, in the time of King Henry grandfather of the present King, took the issues to the value etc. and who alienated that land.<sup>1</sup>

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**Roll No. 1218B.**—Pleas before Adam de Greynvill at Midsomeres Norton on Thursday the eve of the Annunciation in the 56th year [of Henry III] (24 March 1272).

(m. 2 *Sch.*) Essoin. John Beaumund plaintiff [is essoined] against Henry Tyeis on a plea of assize of novel disseisin, by Gilbert le Mauns. *Affd.*

And a day is given at a reasonable term (*diem*) and place which the Sheriff will make known.

The same day is given to Henry Tyeis; and the writs are with the Sheriff.

<sup>1</sup> This entry is unfinished.

(m. 2) The assize comes to recognise whether Henry Tyeis, Robert del Mareis, Nicholas le Bayllyf, John Russel, Robert Bretasch and Agnes de Ryllesbury, unjustly and without a judgement disseised him (Walter de Panes) of his free tenement in Barewe after the first etc. whereof he complains that they disseised him of 2 virgates of land, 7 acres of meadow and 5 acres of wood etc.

The writs are with the Sheriff.

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**Roll No. 1218A.**—Pleas before A. de Greinville at Cambridge from Easter in one month in the 56th year [of Henry III] (22 May 1272).

(m. 28) The assize comes to recognise whether Roger Godegrome, father of Gilbert Deth, was seised in his demesne as of fee of 4 messuages, 2 virgates and 30 acres of land and 2 acres of meadow in Edneston and Hensterigge on the day etc. and whether etc.; whereof William Trogym holds 8 acres of land, Randus Puttel one messuage and 2 acres of land and half an acre of meadow, William Puttel and Richard his brother and Joan their sister one messuage, 6 acres of land and half an acre of meadow, Richard Puttel the elder one messuage and 14 acres of land and one acre of meadow and Reynold Michel, parson of the church of Stowell, 2 virgates of land excepting 10 acres of land and Walter Chedhorne one messuage and 10 acres of land.

And William Trogym comes and concerning the land sought against him he vouches to waranty Richard Puttel the elder, let him have him at Wells on the morrow of St Peter's Chains (2 Aug.) and let him be summoned in Co. Somerset.

And Ralf Puttel, William Puttel, Richard Puttel his brother and Joan their sister did not come. Judgement: that they be resummoned at the aforesaid term.

And Richard Puttel the elder, Reynold Michel and Walter Chendhorn come, by their attorneys; and Richard Puttel the elder says that he claims nothing in the land sought against

him except at the good will of Henry de Lacy and Margaret his wife, therefore Richard Puttel may go without a day and Roger is in mercy; his amercement is pardoned etc.

And Reynold Michel concerning the land sought against him vouches to waranty Gilbert Michel; let him have him at the aforesaid term and let him be summoned in the aforesaid county.

And Walter Chedhorn concerning the land sought against him vouches to waranty Reynold Michel, let him have him at the aforesaid term and let him be summoned in the aforesaid county.

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**Roll No. 1218A.**—Pleas before Adam de Greynvill at Mydsomeres Northon on Friday before S. Barnabas the Apostle, [56 Henry III] (10 June 1272).

(m. 28) The assize comes to recognise whether Henry le Tyeys, Robert de Mareys, Nicholas le Bayllyf, John Russel, Robert Bretasche and Agnes Ryllebyr' unjustly etc. disseised Walter de Panes of his free tenement in Barewe, whereof he complains that they disseised him of 2 virgates of land, 7 acres of meadow and 5 acres of wood in the aforesaid town.

The assize comes to recognise whether Henry le Tyeys, Robert de Mareys, Nicholas le Bayllyf, John Russel, Robert Bretasche and Agnes de Ryllebyr' unjustly etc. disseised John de Beaumond and Walter de Panes of their free tenement in Barewe, whereof they complain that they disseised them of a messuage and 3 virgates etc.

And Henry comes and answers for himself and for all the others as to the 2 virgates of land and 7 acres of meadow and 5 acres of wood in the aforesaid town, and also he answers for himself and for all the others as to the messuage and 3 virgates of land in the aforesaid town; and he says that they did them no injury or disseisin therein, because he says that John Beaumond gave him all the tenements and enfeofed him thereof; and he produces a charter of feoffment under the name of John which testifies to the same.

Also he says as to the 2 virgates of land, 7 acres of meadow and 5 acres of wood that Walter never was in seisin by which he could be disseised, and that this is so he puts himself on the assize.

The jury say that Henry le Tyes did not disseise Walter de Panes of the 2 acres of land, 7 acres of meadow, and 5 acres of wood.

Therefore it is considered that Henry le Tyes and all the others may go quit thereof and Walter de Panes is in mercy for his false claim.

And as to the second assize, namely that concerning the messuage and three virgates of land in Barewe the jury say that John de Beaumund merely of his good will enfeoffed Henry of the messuage and the whole tenement and made him the charter of feoffment thereof which Henry produced to them, and he put him in seisin of the messuage and tenement by William de Shaldeford who carried his letters patent to put him in seisin.

Therefore it is considered that Henry le Tyes and all the others shall hold in peace and may go quit thereof and Walter de Panes and John Beaumund are in mercy for their false claim.

The names of those who put Henry le Tyes in seisin of his free tenement in Barewe, William de Chaldeford and William de Bavent.

(m. 28) The assize comes to recognise whether Henry de Lenstone, Hamon son of William and Maud his wife, William le Serjaunt, Walter de Lenstone and Andrew de Columbar' unjustly and without a judgement disseised Thomas Hamond of his free tenement in Hunibre<sup>1</sup> after the first etc. whereof he complains that they disseised him of a messuage, 2 crofts containing  $1\frac{1}{2}$  acres of land, and a garden containing one perch, and 3 tofts containing half an acre and a piece of land and 10 acres of land and 3 perches of meadow in the same town.

And Henry comes and answers for himself and he says

<sup>1</sup> Honibere in Kilton.

nothing whereby the assize should stand over ; therefore let the assize proceed.

The jury say that Henry, William le Serjaunt, Walter de Lenstone and Andrew de Columbar' disseised Thomas Hamond of the messuage and tenement, as he complained.

Therefore it is considered that Thomas shall recover his seisin of the messuage and tenements by view of the recognitors and Henry, William, Walter and Andrew are in mercy.

**Roll No. 802.**—Roll of attorneys before R. de Hengham and his associates at Lichfield co. Stafford on the morrow of Trinity in the 56th year of Henry III (20 June 1272).

(m. 36) Soms : Joan who was the wife of William Pavyot puts in her place Walter de Bruges against Ralf Abbod on a plea of dower.

**Roll No. 1218A.**—Still of divers counties. (No date, Huntingdon ? 20 June ? 1272).<sup>1</sup>

(m. 40d) Soms : Isabel de Fortibus, Countess of Albemarle (*Albe Marule*), by her attorney, seeks against the Prior of Christchurch of Twyham  $3\frac{1}{2}$  virgates of land and 35 acres of land in Cruke, and against Richard de Wayford two parts of  $2\frac{1}{2}$  ferlings of land in the same, and against Alice de Wayford one third part of  $2\frac{1}{2}$  ferlings of land in the same, and against Roger de Pudeford  $1\frac{1}{2}$  virgates and a ferling of land and the moiety of two mills in the same town, and against John son of Serlo a messuage in the same town, and against N. de Westovere a messuage and 4 acres of land in the same town, and against Adam Buche an acre of land in the same town, and against Geoffrey de Insula, parson of the church of Cruke, 2 acres of land in the same town, and against N. le Sime a ferling and 7 acres of land in the same town, and against Robert le Peteruve<sup>2</sup> a messuage and a moiety of a virgate of land in the same town, and against Richard le Waleys a messuage and 7 acres of land in the same town, and against Serlo le Beu<sup>3</sup> a messuage and 7 acres of land in the same town, and

<sup>1</sup> See p. 179.

<sup>2</sup> *Alias* Portreve.

<sup>3</sup> *Alias* Cu.

against William le Pipere a messuage in the same town, and against Robert de Hauchurste a messuage and a ferling of land in the same town, and against Walter Thony a messuage and 2 ferlings of land and a moiety of a mill in the same town, and against the Dean and Chapter of Exeter a messuage and a ferling of land in the same town, which William de Vernun, great-grandfather of Isabel, whose heir she is, gave to William de Bruere and Joan his wife and their heirs begotten of the same William and Joan and which after the death of William and Joan ought to revert to Isabel, because William and Joan died without an heir begotten of their bodies etc.

And the Prior and the others come, by their attorneys, and Alice de Wayford, concerning the one third part sought against her, vouches to warranty the aforesaid Richard de Wayford. Let her have him from Trinity in one month (17 July) at Cambridge by the aid of the court, and let him be summoned in the same county.

And Geoffrey de Insula, concerning the land sought against him, says that he cannot answer concerning this without the Bishop of Bath and Wells and John son of William de Insula his patron, who is under age.

And Isabel cannot deny this ; therefore let the suit stand over without a day until he is of age.

And the Prior and all the others say that William de Bruera and Joan were enfeoffed of the aforesaid tenements to hold to them and their heirs general (*quibuscunque*), and not to the heirs begotten of their bodies only, and on this they put themselves on the country ; and Isabel by her attorney likewise.

Therefore the Sheriff is ordered to have present at Cambridge at the aforesaid term (17 July) twelve men etc. by whom etc. and who neither etc. to recognise in the aforesaid form, because as well etc.

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**Roll No. 1218A.**—Still of divers counties on the morrow of Trinity [in the 56th year of Henry III] (20 June 1272).

(m. 37) Soms: A day is given to Walter de Wengham and Maud his wife by their attorneys, plaintiffs, and to Thomas de Mareys to hear the election [of jurors] on a plea of customs and services, from S. John the Baptist in fifteen days (8 July), for default of the four knights, because none came.

Therefore the Sheriff is ordered to distrain them on all their lands etc. so that of the issues etc. and to have their bodies at the aforesaid term.

**Roll No. 803.**—Pleas of divers counties before Ralf de Hengham and his fellows, justices itinerant, at Lichfield co. Stafford in the 56th year [of Henry III] (26 June 1272). W. de Hopton.

(m. 22d) Somers<sup>1</sup>: John Cole, of full age as it is said, who brought a writ of entry against Master Robert Everard concerning 8 acres of land in Honespull and against Agnes Everard concerning 4 acres of land in the same town, comes and withdraws himself; therefore he and his pledges for the prosecution are in mercy, namely Walter de la Walle and Richard Batecok.

He is pardoned his amercement by the justices.

(m. 22d) Somers: John Cole, of full age as he says, offered himself the fourth day against Walter de la Grave on a plea of an acre of land in Honeispull and against Walter le Taylur on a plea of a perch of land in the same town which he claims as his right etc.

And they did not come etc. and on another occasion they made default, namely on Easter in three weeks (15 May) at Hereford, so that the Sheriff was ordered then to take the land into the King's hand and that the day etc. and to summon them to be present on this day; and the Sheriff now sends word of the day etc. and that they were summoned etc.

Therefore it is considered that John shall recover his seisin against them by default and they are in mercy.

<sup>1</sup> There are duplicates of this and the six following entries on Roll 802, m. 24d, where the date, the octave of Trinity (26 June), is given.

(m. 22d) The same offered himself the fourth day against Robert de Purton on a plea concerning  $4\frac{1}{2}$  acres of land in Honespill which he claims as his right etc.

And he did not come and on another occasion he made default, namely on Easter in one month (22 May) at Hereford, so that the Sheriff was ordered then to take the land into the King's hand and that the day etc. and to summon him to be present on this day ; and the Sheriff now sends word of the day of seizure and that he was summoned etc.

Therefore it is considered that John shall recover his seisin against him by default and he is in mercy.

(m. 22) Somers : Salomon de Roffa offered himself the fourth day against Richard Fromund and Robert de Donewere on a plea that Richard pay him 2 marcs and that Robert pay 20s. which they owe him and unjustly detain etc.

And they did not come etc. and the Sheriff was ordered to distrain them on all their lands etc. so that of the issues etc. and to have their bodies here on this day. And the Sheriff did nothing therein but sent word that William Walde and William Wenge became sureties for Robert and that Robert Erneys and Richard le Fevre became sureties for Richard, therefore they are in mercy, and as before the Sheriff is ordered to distrain them on all their lands etc. so that of the issues etc. and to have their bodies here on the morrow of S. James (26 July) and the Sheriff is to be present to hear the judgement and he is to know that unless etc.

(m. 22) Somers : John Malger offered himself the fourth day against the Abbot of Alenegnye on a plea that he permit him to have common of pasture in Hamme and Wlmerston of which John Malger, grandfather of the aforesaid John, whose heir he is, was seised as of fee as belonging to his free tenement in Northperton etc.

And he did not come etc. and he has made many defaults ; therefore the Sheriff is ordered to distrain him on all his lands etc. so that of the issues etc. and to have his body here on the morrow of S. James (26 July).

(m. 22) Somers : Thomas Trivet offered himself the fourth



day against John de Lawrton, William the Hayward (*Messorum*), Walter le Coliere,<sup>1</sup> Richard le Newman and John le Mul on a plea wherefore they came to Thomas's wood in Berkeleg'<sup>2</sup> and cut down and carried away trees growing there to the loss to Thomas of 100s. and against the peace etc.

And they did not come and John and all the others were attached firstly by Gilbert Aybel and William Pygaz and secondly by Hugh le Acreman and Robert de Wygemore, John de la Werton<sup>3</sup> and Roger<sup>4</sup> le Acreman.

Therefore they are in mercy and the Sheriff is ordered to distrain them on all their lands etc. so that of the issues etc. and to have their bodies on the morrow of S. James<sup>5</sup> (26 July).

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**Roll No. 802.**—Pleas and assizes before R. de Hengham and his associates, justices itinerant, at Litchefeld, [in the 56th year of Henry III]. Still of foreign pleas on the octave of S. John the Baptist (1 July 1272).<sup>6</sup>

(m. 25) Somers: Joan who was the wife of William Payyot, by her attorney, offered herself the fourth day against Walter de la Grave on a plea concerning one third part of 2 acres of land in Donwere which she claims as dower etc.

And he did not come and he had a day by his essoin on this day.

Judgement: that the said third part be taken into the King's hand and the day etc. and that he be summoned to be [here] on the morrow of S. Matthew the Apostle (22 Sept.) and that the Sheriff be here to hear the judgement etc.

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**Roll No. 803.**<sup>7</sup>—Essoins '*de malo veniendi*' taken at Lichfield before Ralf de Hengham, Henry de Montfort, Thomas Tryvet, Walter de Hopton, justices itinerant, from

<sup>1</sup> Dup. Coker.

<sup>2</sup> Dup. adds Beauchene.

<sup>3</sup> Dup. Laurton.

<sup>4</sup> Dup. Reynold.

<sup>5</sup> Dup. morrow of Michaelmas (30 Sept.), at Hereford.

<sup>6</sup> Duplicate on Roll 803, m. 23, where date is the quinzaine of S. John (8 July).

<sup>7</sup> Duplicate on Roll 802, m. 32.

Trinity in 15 days in the 56th year of Henry III—Hopton (3 July 1272).

(m. 20) Somers : William de Caperingge, attorney of Joan Pavyot who was the wife of William Pavyot, [is essoined] against Ralf Abbod and Elen his wife on a plea concerning dower, by John Cole. [A day given] on the morrow of S. James (26 July) here. *Affid.*

Be it remembered that the land was taken into the King's hand.

**Roll No. 802.**—Still of foreign pleas on S. John the Baptist in fifteen days (8 July) and from Trinity in one month (17 July) [in the 56th year of Henry III before R. de Hengham]. (Lichfield.)<sup>1</sup>

(m. 27) Somers : Thomas Trevet offered himself the fourth day against Hugh Trevet on a plea that he do him the customs and right services which he ought to do him for his free tenement which he holds of him in Crandon,<sup>2</sup> as in rents, arrears and other things etc.

And he did not come and he has made many defaults, therefore the Sheriff is ordered to distrain him on all his lands etc. so that of the issues etc. and to have his body at Hereford on the morrow of Michaelmas (30 Sept.).

**Roll No. 84.**—[In the 56th year of Henry III] (17 July 1272, Cambridge ? <sup>3</sup>).

(m. 34) Somers : Isabel de Fortibus, Countess of Albemarle, by her attorney, offered herself the fourth day against Robert le Portereve on a plea concerning a messuage and a virgate of land in Cruke, and against the Dean and Chapter of Exeter on a plea concerning a messuage and a ferling of land in the same town, which she claims as her right against them.

<sup>1</sup> Fines were made at Lichfield on these days.

<sup>2</sup> Crandon in Bawdrip.

<sup>3</sup> See p. 174. A fine was made at Cambridge on this day. *Case* 204, *File* 11, *No.* 40.

And they did not come and they had a day by their essoiners on this day after they appeared in court, namely on the morrow of Trinity (20 June) at Huntindon, and they put themselves on a jury of the country etc.

Judgement: that the land be taken into the King's hand and that they be summoned to be at Chelmsford on the morrow of Michaelmas (30 Sept.).

**Roll No. 802.**—Essoins taken at Lichfield before R. de Hengham on the morrow of S. James in the 56th year of Henry III (26 July 1272).

(m. 33) Somers: The Abbot of Alyngelie, because he is on the service of the King, [is essoined] against John Mauger on a plea '*quod permittat*,' by Richard fitz William. [A day given] on the morrow of S. Matthew (22 Sept.) at Stafford. *Affd.*

And be it known that the Abbot is distrained on all his lands etc.

(m. 33d) Somers: Hugh de le Escalere, attorney of Ralf Abbot and Eleanor his wife, [is essoined] against Joan who was the wife of William Pavyot on a plea of dower, by Jordan Ga-adebels.<sup>1</sup> [A day given] on the morrow of S. Matthew, Apostle (22 Sept.) at Stafford. *Affd.*

William de Clevehurst, the other attorney of the same, [is essoined] by Adam Page.

And be it known that the land is taken into the King's hand. And be it known that Joan, on another occasion, essoined herself after the land was taken, namely on Trinity in fifteen days (3 July).

(m. 33d) Somers: William de Caperigg', attorney of Thomas Trevet, [is essoined] against John de Laurton, William the Hayward (*Messorem*), Walter le Colyere, Richard Neuman and John le Mul on a plea of trespass by Henry de Bell'. [A day given] on the morrow of S. Matthew the Apostle (22 Sept.) at Stafford. *Affd.*

<sup>1</sup> Cf. *Curia Regis Rolls*, vol. i., p. 182, Tudadebles—Tut a Deibles.

(m. 29) Somers : Richard de la Worthe and Walter de la Were, executors of the will of Richard de Kydesford, by their attorney, offered themselves the fourth day against Richard Fromund on a plea that he pay to them 10 marcs which he owes them and unjustly detains etc.

And he did not come and he has made many defaults,<sup>1</sup> therefore the Sheriff is ordered to distrain him on all his lands etc. so that of the issues etc. and to have his body at Stafford on the morrow of S. Matthew the Apostle (22 Sept.) etc.

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**Roll No. 802.**—Foreign pleas on the morrow of S. Matthew the Apostle [in the 56th year of Henry III (22 September, 1272) Stafford<sup>2</sup>].

(m. 30) Somers : John Mauger, by his attorney offered himself the fourth day against the Abbot of Alengeny on a plea that he permit him to have common of pasture in Hamme and Wolmerston of which John Malger, the grandfather of the aforesaid John, whose heir he is, was seised as of fee as belonging to his free tenement in Northpertun<sup>3</sup> etc.

And he did not come, and the Sheriff was ordered to distrain him on all his lands etc. so that of the issues etc. and to have his body here on this day ; and the Sheriff did nothing therein nor did he send the writ ; therefore as before the Sheriff is ordered to distrain him on all his lands etc. so that of the issues etc. and to have his body at Shrewsbury on Michaelmas in one month (27 Oct.) etc. and the Sheriff is to be present to hear the judgement etc.

(m. 31d) Somers : John Mauger offered himself the fourth day against Robert Fychet, parson of the church of Strengeston, on a plea wherefore he sues in court Christian on a plea concerning chattels and debts which are not concerned with a will or a marriage, against the prohibition etc.

And he does not come and he has made many defaults, so that the Sheriff was ordered to distrain him on all his lands,

<sup>1</sup> The six preceding words are cancelled.

<sup>2</sup> See p. 179.

<sup>3</sup> North Petherton.

so that etc. until etc. and that of the issues etc. and to have his body here on this day ; and the Sheriff did nothing therein nor did he send a writ, but he sent word that he has nothing in his bailiwick on which he can distrain him ; and on this it is shown that he has lands and tenements at Thornefagun on which he can be distrained.

Therefore the Sheriff is ordered to distrain him on all his lands etc. so etc. and that of the issues etc. and to have his body at Shrewsbury on Michaelmas in one month (27 Oct.) and whereof the Sheriff.<sup>1</sup>

**Roll No. 238.**—On the morrow of Michaelmas [in the 56th year of Henry III] (30 September 1272 at Chelmsford).<sup>2</sup>

(m. 34d) Somers : The jury between Isabel de Fortibus, Countess of Albemarle, plaintiff, and the Prior of Christchurch Twyham, Richard de Wayford, Roger Podingfeud, John son of Serlo, Nicholas de Weston,<sup>3</sup> Adam Buche, Nicholas de Frithe,<sup>4</sup> Richard le Waleys, Serlo le Cu, William le Pipere, Robert de Hauekirke, Walter Tony and Robert le Portereve, tenants, concerning  $3\frac{1}{2}$  virgates of land and 30 acres of land in Cruk, and concerning two parts of  $2\frac{1}{2}$  ferlings of land in the same town, and concerning  $1\frac{1}{2}$  virgates of land and a ferling of land and a moiety of two mills in the same town, and concerning a messuage and a virgate of land in the same town, and concerning a messuage in the same town, and concerning a messuage and 4 acres of land in the same town, and concerning an acre of land in the same town, and concerning a ferling of land and 7 acres of land in the same town, and concerning a messuage and 7 acres of land in the same town, (and concerning a messuage and 7 acres of land in the same town,) and concerning a messuage in the same town, and concerning a messuage and a ferling of land in the same town, and concerning a messuage and 2 ferlings of land and the moiety of a mill in the same town, is respited

<sup>1</sup> There is an imperfect duplicate of this entry on Roll 802, m. 30.

<sup>2</sup> See p. 179. <sup>3</sup> Elsewhere Westovere.

<sup>4</sup> Elsewhere le Sime.

to the morrow of All Souls (3 Nov.) for default of the jury because none came.

Therefore the Sheriff is ordered to distrain them on all their lands etc. so that of the issues etc. and to have their bodies at the same term.

(m. 34d) The same Countess by her attorney offered herself the fourth day against the Dean and Chapter of Exeter on a plea of a messuage and a ferling of land in Cruk which she claims as her right against them.

And they did not come and on another occasion they made default, namely from Trinity in one month (17 July) after they had appeared in court namely on the octave of Trinity (26 June) and asked for a view thereon, so that then the Sheriff was ordered to seize the messuage and land into the King's hand, and the day etc. and to summon them to be here on this day.

And the Sheriff now testifies the day of seizure and that they were summoned etc.

Therefore it is considered that the Countess shall recover her seisin thereof, and the Dean and Chapter are in mercy etc.

**Roll No. 1218A.**—Foreign pleas of divers counties at Shrewsbury from Michaelmas in one month [in the 56th year of Henry III] (27 October 1272).

(m. 31) Somers : Richard de Wrth' and Walter de Lawere, executors of the will of Richard de Kydeford, by their attorney offered themselves the fourth day against Richard Fromunt on a plea that he pay to them 110 marcs,<sup>1</sup> which he owes to Richard [de Kydeford] and unjustly detains etc.

And he did not come etc. and the Sheriff was ordered to distrain him on all his lands etc. and that of the issues etc. and to have his body here on this day and the Sheriff did nothing therein, nor sent a writ; therefore he is in mercy and he is amerced at 100s.

Therefore as before the Sheriff is ordered to distrain him

<sup>1</sup> Elsewhere 10 marcs.

on all his lands etc. so that of the issues etc. and to have his body here from S. Martin in fifteen days (25 Nov.) and let him know etc. that more serious action etc.<sup>1</sup>

(m. 33) Somers: Robert Fichet is in mercy for many defaults.

The same Robert was summoned to answer John Mauger on a plea wherefore he sued a plea in court Christian, concerning chattels and debts which are not concerned with a will or a marriage against the prohibition etc. whereof John complains that when he brought him the royal prohibition, on Monday before SS. Simon and Jude in the 55th year (26 Oct. 1271) in the church of S. Mary of Spaxton, not to sue his plea against him in court Christian concerning chattels and debts which are not concerned with a will or a marriage, Robert in contempt of the aforesaid prohibition sued his plea until, by his suit, he (John Mauger) was forbidden entry to church and afterwards was excommunicated, whereof he says that he is injured and suffers loss to the amount of 20*l.*, and of this he produces suit etc.

And Robert comes and denies the force and injury etc. and he denies that he ever sued his plea against the prohibition of the King, and this he is ready to defend as the court may consider.

Therefore it is considered that he shall wage his law by twelve.

The pledges of his law are John la Ware of Stoke and Robert de Wernesley, and lethem come with his law to-morrow.<sup>2</sup>

(m. 33) Somers: John Mauger seeks against Master Robert Fychet one messuage and one ferling of land in Eysse<sup>3</sup> in which Robert has no entry except after the disseisin which Gilbert de Thorn unjustly etc. did therein to John after the first etc.

Afterwards they were agreed.

<sup>1</sup> There is a duplicate of this entry on Roll 1218A, m. 34.

<sup>2</sup> There are duplicates of this and the following entry on Roll 1218A, m. 30.

<sup>3</sup> Asholt ?

**Roll No. 238.**—Essoins '*de malo veniendi*' taken before Master Roger de Seyton and his fellows, justices itinerant, at Colchester, on the morrow of All Souls, in the 57th year of Henry III (3 November 1272).

(m. 3) Somers: John Tantefer, attorney of Roger de Putford, Richard de Wayford, Alice de Wayford, Nicholas de Frye, Robert de Hauekeschurche, Robert le Pettereve (Portreve), Nicholas de Weston, William le Pypere, John son of Serlo, Serlo le Keu, Walter le (*sic*) Tony, Richard le Waleys, Adam Buche, [is essoined] against Isabel, Countess of Albe-marle on a plea of land, whereon a jury—by Thomas Buche. *Affd.*

William de Sparsholte, the other attorney, [is essoined] against the same on the same by Thomas Parys. *Affd.*

John le Messeger, attorney of the Prior of Christchurch, [is essoined] against the same on the same, by William Waley. *Affd.*

[A day given] on the morrow of S. Hilary (14 Jan. 1273) at Hertford.

And none of the recognitors came, therefore let the Sheriff have their bodies at the same term.

**Roll No. 1218A.**—Pleas of divers counties on the morrow of All Souls (3 November 1272) [Shrewsbury?].

(m. 33d) Somerset: The Abbot of Athelingenye was summoned to answer John Mauger on a plea that he permit him to have common of pasture in Hamme of which John, the grandfather of the aforesaid John, whose heir he is, was seised as of fee as belonging to his free tenement in Hadde-wrthi on the day on which etc. whereof John says that John his grandfather used to have common rights in 74 acres of pasture throughout the year with all kinds of beasts etc.

And the Abbot by his attorney comes and asks for a view; let him have it.

A day is given to them from S. Martin in fifteen days (25 Nov.) and in the meantime etc.<sup>1</sup>

<sup>1</sup> There is a duplicate of this on Roll 1218A, m. 30d.



**Roll No. 736.**—Essoins '*de malo veniendi*' before R. de Hengham and his fellows at Shrewsbury on the morrow of All Souls [in the 57th year of Henry III] (3 November 1272).

(m. 17d) Somers: Hugh del Escaler, attorney of Ralf Abbot and Eleanor his wife, [is essoined] against Joan who was the wife of William Pavyot on a plea of dower by John du Val.

William de Clevesworthe the other attorney on the same [is essoined] by Adam de Kingesheved.<sup>1</sup>

A day not yet given because on the morrow of S. Martin.<sup>2</sup>

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**Roll No. 736.**—Essoins taken at Shrewsbury on the morrow of S. Martin in the 57th year [of Henry III] (12 November 1272).

(m. 17d) Somers: Hugh de Scalar', attorney of Ralf Abbot and Eleanor his wife, [is essoined] against Joan who was the wife of William Paviot on a plea of dower, by Richard son of Jordan. [A day given] on the octave of S. Hilary (20 Jan. 1273) at Worcester. *Affd.*

William de Clevesworth, the other attorney, [is essoined] against the same, by Richard son of Robert. *Affd.*

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**Roll No. 736.**—Roll of attorneys [at Shrewsbury?].

(m. 19) Somers: The Abbot of Alynggenye puts in his place William le Keu against John Mauger on a plea that he permit him to have common of pasture in Hamme and Wolmerston.

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Henry III died on Wednesday, 16 November 1272.

<sup>1</sup> This entry is cancelled.

<sup>2</sup> There is a duplicate of this entry on Roll 239, m. 11.



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